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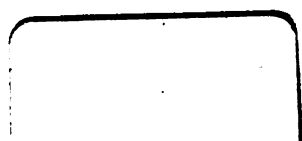
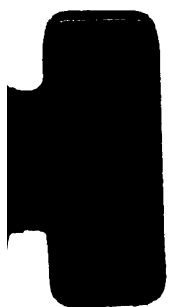
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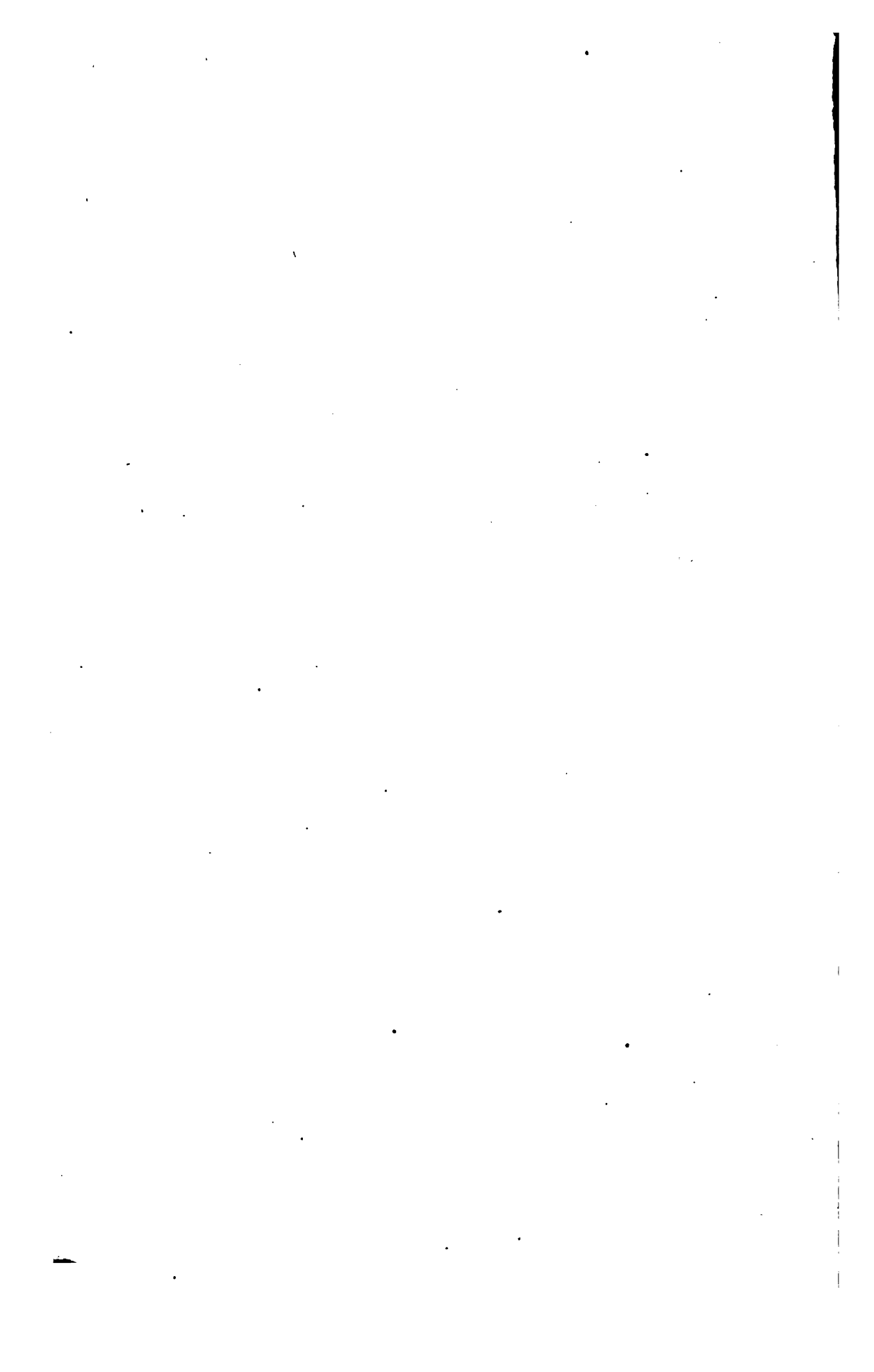
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Marie Miller





ACTS AND RESOLVES

OF THE

FIFTIETH LEGISLATURE,

OF THE

STATE OF MAINE.

1871.

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PUBLIC LAWS
OF THE
STATE OF MAINE.
1871.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1871.

Chapter 177.

An act to authorize railroad companies to fix the number of directors:

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECTION 1. Any railroad company in this state may at its annual meeting fix the number of directors of said company, provided notice be given in the call for said meeting of an intention to act upon said subject.

Railroad companies may fix the number of directors.

SECT. 2. This act shall take effect when approved.

Approved January 26, 1871.

Chapter 178.

An act empowering towns, cities and village corporations to make by-laws and ordinances in certain cases.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Towns, cities and village corporations may make such by-laws and ordinances as they deem proper, respecting the location and protection of trees, lamp-posts, posts and hydrants, within the limits of their roads, ways and streets; and no trees, lamp-posts, posts or hydrants, which are now located or shall hereafter be located in accordance with the requirements of such

Cities, towns and village corporations, authorized to make by-laws respecting location and protection of trees, lamp-posts and hydrants.

CHAP. 179. by-laws and ordinances, shall be deemed a defect in such road, way or street.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 179.

An act authorizing pensions for disabled soldiers and seamen.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Pensions to disabled dependent soldiers and seamen

SECT. 1. Any person who has served by enlistment in the army or navy of the United States, in the war of eighteen hundred and sixty-one, on the quota of Maine, and who has been disabled by wounds or other injury received in said service, in the line of duty, shall be entitled to a pension from the State of Maine, not exceeding eight dollars per month; *provided*, that such soldier or seaman is unable from his own resources and the United States pension to obtain a livelihood.

Pensions to dependent widows, orphan children, mothers and sisters of deceased soldiers and seamen.

SECT. 2. The widow during her widowhood, orphan children under twelve years of age, or the dependent mother or sister of any soldier or seaman, deceased, from wounds, disease or injury sustained in the service while in the line of duty, are entitled to the same pension as is provided in section one, and under similar conditions; *provided*, that no more than eight dollars per month be paid to one family.

Benefits limited to residents of state.

SECT. 3. Sections one and two of this act shall not be construed so as to include any soldier or seaman who was not a resident of this state at the time of entering the service, or who has not since become a resident thereof.

Governor and council to issue the certificate.

SECT. 4. The execution of this act shall devolve upon the governor and council, who shall regulate the proof required to entitle applicants to the benefit of this act, and issue certificates therefor.

Payment of pension certificate.

SECT. 5. Upon the issue of said certificate, the treasurer of the city, town or plantation where the pensioner resides shall be notified thereof, and the said treasurer shall pay quarterly from the treasury of said city, town or plantation, to the pensioner, the amount specified and for the time specified in said certificate, take vouchers therefor, and the same shall be reimbursed to the said treasurer from the treasury of the state.

Blanks for application.

SECT. 6. The necessary blanks shall be issued to the mayors of cities, selectmen of towns and assessors of plantations, as the governor may direct, and the expenses incurred in printing and distribution shall be paid out of the treasury of the state.

SECT. 7. This act shall take effect from and after the thirty-first day of December, one thousand eight hundred and seventy, and continue in force one year. CHAP. 180.
Limitation.

Approved February 3, 1871.

Chapter 180.

An act to repeal an act entitled "an act to revise and consolidate the public laws of the state."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The act entitled "an act to revise and consolidate the public laws of the state," approved March twenty-fourth, eighteen hundred and seventy, is hereby repealed. Act to revise and consolidate the public laws, repealed.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 181.

An act to amend an act entitled "an act to revise and consolidate the public laws of the state," approved January twenty-five, eighteen hundred and seventy-one.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section sixty-five of chapter eighty-one of an act entitled "an act to revise and consolidate the public laws of the state," approved January twenty-five, one thousand eight hundred and seventy-one, is hereby amended, by striking out in the second line of said section, the word "demand," and insert instead thereof the word 'defendent;' and the governor and council are hereby authorized and directed, to cause the copies of said law about to be printed, to be corrected in accordance with this act. Chap. 81, sect. 66, R. S., 1871, amended.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

CHAP. 182.**Chapter 182.**

An act additional to chapter forty-three of the revised statutes of eighteen hundred and seventy-one, relating to true meridian lines.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Meridian line to be established in Orono.

SECT. 1. The county commissioners of Penobscot county are hereby authorized to erect and maintain, on land belonging to the state in the town of Orono, a true meridian line, such in all particulars as is provided for in section twelve of the chapter to which this is additional ; the same when erected to be under the same rules and regulations as other similar lines and monuments in the state.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 183.

An act additional to an act entitled "an act to enable the banks of this state to become banking associations under the laws of the United States," approved February twenty-four, eighteen hundred and sixty-five.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Chap. 316, sect. 8, public laws of 1865, relating to assets of banks after surrender of charter, amended.

SECT. 1. The eighth section of chapter three hundred and sixteen of the public laws of the year of our Lord eighteen hundred and sixty-five, entitled "an act to enable the banks of this state to become banking associations under the laws of the United States," is hereby so amended as to include all banks, whether their charters have heretofore been surrendered in pursuance of said act, or in pursuance of statutes previous to said act, and whose stockholders have in fact become associated as a national banking association ; and for all purposes of said eighth section the comptroller's certificate that said banking association has been duly organized, shall be conclusive evidence of the regularity of proceedings, both in surrendering the charter and in organizing as a national banking association.

SECT. 2. All real estate and mortgages shall vest as provided in said section eight in said associations for all purposes and in all respects, as fully as though the same had been transferred by deed, duly executed, acknowledged and recorded.

SECT. 3. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 184.**CHAP. 184.**

An act to amend section twenty-nine of chapter eighty-one of the revised statutes, relating to attachment of personal property.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section twenty-nine of chapter eighty-one of the revised statutes is hereby amended by striking out the following words in the first line of said section, "living animals or goods," and inserting instead the following words, 'any personal property,' so that said section, as amended, shall read as follows :

R. S., chap. 81, sect. 29, relating to attachment of personal property, amended.

'Sect. 29. When any personal property liable to perish, be wasted, greatly reduced in value by keeping, or kept at great expense, is attached, and the parties do not consent to a sale thereof, the same may be examined and appraised before or after the entry of the action, as follows.'

SECT. 2. This act shall take effect when approved.

Approved February 16, 1871.

Chapter 185.

An act fixing the time when acts of incorporation shall become null and void.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That all acts of incorporation hereafter granted by the legislature shall be null and void in four years from the day when the same take effect, unless such corporations shall have organized and commenced actual business under their charters.

Limitation of acts of incorporation.

SECT. 2. This act shall take effect when approved.

Approved February 16, 1871.

Chapter 186.

An act concerning the liability of railroads for defective crossings.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. In any action against the inhabitants of a town for damages alleged to have occurred by reason of a defect in a railroad crossing, constituting a part of a highway which said town is obliged to keep in repair, the railroad company owning or occupying such crossing, may be notified of the pendency of the suit, and may take upon itself the defence of the same.

Railroad companies may assume the defence of suits against towns for defective railroad crossings.

CHAP. 187.

Railroad companies liable for defective crossings.

Notice of pendency of suit to railroad companies.

SECT. 2. In the trial of such action, after notice as provided in the first section has been given, if the plaintiff recovers damages, and the jury find specially that the same was occasioned by the fault of said railroad company, the company shall be liable to the defendants in said suit in an action of debt for all damage and costs paid by them.

SECT. 3. The notice required in section one of this act, shall be by copy of the writ served upon the company at least thirty days before the sitting of the court to which it is returnable, or by such notice as the court may order after the entry of said action.

SECT. 4. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 187.

An act additional to and amendatory of chapter forty-eight of the revised statutes in regard to the formation of corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Additional to chap. 48, sections 18, 19 and 20, R. S., in regard to formation of corporations.

SECT. 1. In the formation of corporations under the provisions of sections eighteen, nineteen and twenty of chapter forty-eight of the revised statutes, the persons associating together shall, in their written articles of agreement, provided by section eighteen, express the limits within which the capital stock of company is to be fixed. And the certificate provided by section nineteen shall show these limits, together with the other matters as now required by section nineteen.

R. S., chap. 48, sect. 4, amended.

SECT. 2. Section four of the same chapter is amended by inserting after the word "charter" in the first and fifth lines, the words 'or written articles of agreement,' so that the section as amended, shall read :

Capital and shares.

'Sect. 4. The capital is to be fixed within the limits of the charter or written articles of agreement and divided into shares ; and the names of owners, and the number of shares owned by each, are to be entered of record at its first meeting. The capital may be subsequently increased to the amount allowed by its charter or written articles of agreement by adding to the number of shares.'

SECT. 3. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 188.**CHAP. 188.**

An act additional to section twenty-five of chapter eighteen of the revised statutes, in relation to petitions for increase of damages by reason of the laying out, altering or widening of town ways.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. When a petition for increase of damages, provided by section twenty-five of chapter eighteen of the revised statutes, is presented to the county commissioners, they shall at their first regular term thereafter, order a notice to the town interested in such petition, to appear at the next regular term, and the case shall stand continued, and no jury shall be summoned until all parties in interest have been notified and had an opportunity to be present and enter into an agreement for a committee as provided by section eight of the same chapter.

R. S., chap. 18, sect. 25, relating to petitions for increase of damages by reason of town ways, amended.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 189.

An act to amend section forty-seven of chapter twenty-seven of the revised statutes, concerning recognizances in appeals from magistrates.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECTION 1. Section forty-seven of chapter twenty-seven of the revised statutes, is hereby amended, by striking out the following words : "In case of appeal from a sentence of imprisonment under the twenty-eighth section, the penal sum of recognizement shall be two hundred dollars; and in all other appeals from any other judgment or sentence of a magistrate in proceedings under this chapter, relating to drinking houses and tippling shops, the penal sum of the recognizance shall be one hundred dollars;" and in the sixteenth line by striking out the words "in such case," and insert instead thereof 'under so much of this chapter as relates to intoxicating liquors,' so that said section, as amended, shall read as follows :

R. S., chap. 27, sect. 47, relating to recognizances in appeals from magistrates, amended.

'Sect. 47. If any party shall appeal, the proceedings in all matters shall be the same in the appellate court as they would be upon the same matters in the court of the magistrate, and said proceedings shall be conducted in said court by the attorney for the state in the county where the proceedings are pending. The jury shall find specially under the direction of the court, on all facts necessary to determine the adjudication of the court; and if

Proceedings in the appellate court.

CHAP. 190. a claimant or other respondent shall fail to appear for trial in the appellate court, the judgment of the court below, if against him, shall be affirmed. No portion of the penalty of any recognizance taken under so much of this chapter as relates to intoxicating liquors shall be remitted by any court in any suit thereon, nor shall any surety in any such recognizance be discharged from his liability therein by a surrender of his principal in court after he has been defaulted upon his recognizance. The appeals of claimants provided for in the thirty-seventh section, shall be entered as all other appeals in criminal cases, and subject to the same requirements of law appertaining to them.'

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 190.

An act concerning bills in equity.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Bills in equity,
verification.

SECT. 1. When any bill in equity is required to be verified by the oath of the complainant, such verification by a party for whose benefit the bill sets forth it is prosecuted, shall be sufficient and have the same effect.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 191.

An act to repeal sections forty-eight to fifty-three, inclusive, of chapter forty-seven of the revised statutes, relating to bank returns.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Acts requiring
banks to make
returns, repealed.

SECT. 1. All the sections of chapter forty-seven of the revised statutes, numbered forty-eight to fifty-three, inclusive, are hereby repealed.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 192.**CHAP. 192.**

An act to amend section one hundred and sixteen of chapter six of the revised statutes, relating to the collection of taxes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Section one hundred and sixteen of the revised statutes is hereby amended so as to read as follows: 'When the owner or possessor of goods, wares and merchandise, logs, timber, boards and other lumber, stock in trade, including stock-employed in the business of any of the mechanic arts, horses, mules, neat cattle, sheep or swine, resides in any other town than the one in which such personal property is kept and taxed, the constable or collector having a tax on any such property for collection, may demand it of such owner or possessor in any part of the state, and on his refusal to pay it, may distrain him by his goods, and for want thereof, may commit him to jail in the county where he is found, till he pays it or is discharged by law.'

Collection of taxes on personal property of non-residents.

Approved February 17, 1871.

Chapter 193.

An act in relation to the times of holding sessions of the county commissioners of the county of Penobscot.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The county commissioners of the county of Penobscot shall hold sessions on the first Tuesdays of January, April, July and October, instead of the times now provided by law.

Terms of sessions of county commissioners of Penobscot.

SECT. 2. All acts inconsistent with this act are hereby repealed.

SECT. 3. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 194.

An act relating to instruction in industrial or mechanical drawing.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Any city or town may annually make provision for giving free instruction in industrial or mechanical drawing, to persons over fifteen years of age, either in day or evening schools, under the direction of the superintending school committee.

Cities and towns authorized to make provision for instruction in industrial or mechanical drawing.

SECT. 2. This act shall take effect when approved.

Approved February 18, 1871.

CHAP. 195.

Chapter 195.

An act defining the notice on petitions for assessment of damages for lands taken by railroad corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Notice on petitions for assessment of damages for lands taken by railroad corporations.

SECT. 1. In all cases of petition to the county commissioners of any county praying for the assessment of damages on account of any railroad corporation having taken any lands therein, the notice to be given to the adverse party of the time and place of the hearing thereon, shall be a personal notice of fourteen days, or by publication of the petition and order of notice thereon in some newspaper published in said county, two weeks successively, the last publication to be fourteen days before said hearing.

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 196.

An act additional to chapter forty of the revised statutes of eighteen hundred and seventy-one, relating to river fisheries.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

How weirs shall be made and kept ; additional to chap. 40, sect. 34, R. S.

SECT. 1. The limit of depth prescribed for weirs in section thirty-four of chapter forty of the revised statutes of eighteen hundred and seventy-one, shall be measured in the entrance of the weir. Weirs may exceed the limit of two feet depth, measured as aforesaid under the following conditions, namely : first, the distance from ordinary low water mark to the entrance of such weir shall not exceed one hundred feet ; second, no such weir shall obstruct more than one-eighth part of the width of the channel ; third, every such weir shall be stripped so as to render it incapable of taking fish on and after the fifteenth day of June annually ; these conditions to apply only to weirs that exceed the aforesaid limit of depth.

Kennebec, Androscoggin and Penobscot, exempt from provisions of chap. 40, sect. 33, R. S.

SECT. 2. Section thirty-three of chapter forty of the revised statutes of eighteen hundred and seventy-one shall not apply to the Kennebec, Androscoggin or Penobscot rivers, or their tributaries.

Approved February 22, 1871.

Chapter 197.**CHAP. 197.**

An act amendatory of chapter fifty-one of the revised statutes, relating to railroads.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Section three of chapter fifty-one of the revised statutes of eighteen hundred and seventy-one, is hereby amended, by inserting after the word "time," in the seventh line of said section, the following: 'provided however, that when land is held by a tenant for life, and the reversion is contingent as to the persons in whom it may vest, on the termination of the life estate, such fact shall be stated in the application, and the commissioners shall, in addition to the notice to the tenant for life, give notice by publication to all others interested in such manner as they shall deem proper.'

Sect. 3, chap. 51, R. S., relating to hearings by railroad commissioners to decide as to necessity of taking land for side tracks, depots and other buildings, amended.

Approved February 22, 1871.

Chapter 198.

An act amendatory of chapter fifty-one of the revised statutes relating to the issue of bonds by railroad corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section twenty-eight of chapter fifty-one of the revised statutes of eighteen hundred and seventy-one is hereby amended by striking out in the fourth line of said section the words "not exceeding six per cent."

Rate of interest on bonds issued by railroad corporations.

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 199.

An act to amend chapter forty of the revised statutes of one thousand eight hundred and seventy-one, relating to fish and fisheries.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT 1. In addition to the exemptions specified in section fifty of chapter forty of the revised statutes, there shall be another and further exemption, by adding to the said section the following words: 'and the Kennebec river and its tributaries above the southerly line of the Kennebec dam at Augusta.'

Dams on Kennebec river at and above Augusta, exempt from providing fishways for three years.

SECT. 2. This act shall remain in force three years.

Approved February 22, 1871.

CHAP. 200.

Chapter 200.

An act to amend sections fifty-eight and fifty-nine of chapter forty of the revised statutes, relating to the taking of smelts.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Time for taking
smelts, extended.

SECT. 1. Sections fifty-eight and fifty-nine of chapter forty of the revised statutes of eighteen hundred and seventy-one, are hereby amended, so as to extend the time in which smelts may be taken and fished for from the first day to the fifteenth day of March in each year.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 201.

An act to promote immigration into this state.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

The time in which
the European and
North American
Railway Co. shall
perform certain
duties for the
promotion of
immigration,
extended to
July 1, 1871.

SECT. 1. Whereas, in section three of an act entitled "an act to provide means for the defence of the north eastern frontier," approved March twenty-four, eighteen hundred and sixty-four, it is provided that the European and North American railway company is charged with the duty of encouraging immigration into the state, and shall be required to appoint a suitable emigrant agent, and annually publish such plans, statements and other information, as shall give to the public a better knowledge of the extent, value and situation of the public lands of Maine, now open for settlement, and cause this information to be printed in our own and other languages, and distributed into other states of this union, and into foreign lands; and whereas it is provided in the same section that "the legislature of this state shall have the right at all times to inquire into the manner in which these trusts are executed, and to pass any laws that may be necessary to impose fines and penalties, to secure a compliance with the provisions, liabilities and duties hereinbefore set forth and enjoined;" and whereas, said railway company have utterly failed to perform the duties therein enjoined, it is hereby declared and made known, that the time may be extended for the performance of these duties until the first day of July next and no farther.

The attorney gen-
eral required to
ascertain if said
company has
performed its
duties.

SECT. 2. It shall be the duty of the attorney general of this state to inquire into and ascertain whether the duties set forth in the said act of eighteen hundred and sixty-four, and in section one of this act, and at the time as extended in said section one of this

act, have been performed; and if at that time the said company shall have failed to perform these duties, they shall be fined not less than five thousand dollars, and the same sum yearly thereafter, to be recovered in the same manner as an action for debt against said company, and it shall be the duty of the attorney general to make immediate demand of said company for the fine or fines thus imposed, and in case the said company shall neglect or refuse to pay the fines thus demanded within ten days after such demand, it shall then be the duty of the attorney general to sue said company in the name of the state and collect the fine or fines as soon as due process of law will allow, and all moneys so collected shall be expended under direction of the commissioner of immigration to promote immigration into this state.

CHAP. 202.

Liability if the company fails to perform its duties.

SECT. 3. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 202.

An act to amend chapter forty-eight of the revised statutes, relating to manufacturing, mining and quarrying companies.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. In case the stockholders of any corporation organized under chapter forty-eight of the revised statutes, find that the amount of the capital stock as fixed by the articles of agreement is insufficient for the purposes for which said corporation is organized, or that the number of directors as thus fixed is inconvenient for the transaction of business, the stockholders may by a majority vote increase the amount of the capital stock of said corporation to any amount they choose, not, however, to exceed the limit fixed in the eighteenth section of chapter forty-eight of the revised statutes, and may increase the number of directors in like manner, and the corporation shall give notice of such changes to the secretary of state within ten days thereafter.

Manufacturing, mining and quarrying companies, authorized to increase their capital stock and the number of directors.

The secretary of state to be notified.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

CHAP. 203.

Chapter 203.

An act relating to transfer of prisoners from one county jail to another.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Any judge of the supreme court may order the transfer of a prisoner when he deems the jail insecure.

SECT. 1. Whenever complaint on oath is made to any judge of the supreme judicial court that the jail in any county is insufficient for the secure keeping of any person charged with crime and committed to await trial or under sentence, he shall cause notice of such complaint to be given to the jailer or sheriff, of not less than three days, to appear at the time and place fixed in said notice, and if on examination the matter complained of shall be found true, he may issue his warrant for the transfer of such prisoner to any jail wherein he may be more securely kept; and the same shall be at the expense of the county from which the prisoner is removed.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 204.

An act giving additional powers to the railroad commissioners.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

The railroad commissioners, upon petition, may order the erection of a depot, when the public convenience and necessity require it.

SECT. 1. The railroad commissioners, upon petition of responsible parties, representing that the public convenience and necessity require the erection and maintenance of a depot for freight and passengers, or a passenger station, on the line of any railroad, after fourteen days' notice by copy of said petition upon such corporation, and by publishing said petition, with the order of said commissioners thereon, in such public newspaper as shall be designated in said order two weeks successively, the last publication to be prior to the time fixed for said hearing, shall hear the parties and determine whether the prayer of the petitioners shall be granted; and if such prayer is granted shall determine at what place or places a depot or station shall be erected, or maintained if erected, and whether for passengers or for passengers and freight.

The commissioners to designate the site and what kind of depot shall be built.

SECT. 2. It shall be the duty of said commissioners to designate the site and what kind of buildings shall be erected and maintained, as the case may seem to demand, and the time in which said corporation shall comply with said order.

Proceeding if the railroad corporation refuse to comply with the

SECT. 3. If said railroad corporation refuse or neglect to comply with the order of said commissioners within the time prescribed therein, said commissioners shall enforce a compliance as provided

in section seventy-five of chapter fifty-one of the revised statutes of eighteen hundred and seventy-one, in relation to making repairs of railroads.

CHAP. 205.

order of the
commissioners.

SECT. 4. In all cases heard before the commissioners under the provisions of this act, the expenses and costs attending the same, including the compensation of the commissioners, shall be paid by the railroad corporation against whom the complaint is made, if the prayer of the petitioners is granted, and in case the prayer of the petitioners is denied, such costs and compensation shall be paid by the petitioners. If the party or parties against whom costs are adjudged as aforesaid shall refuse or neglect to pay the same within thirty days after such adjudication, upon complaint for such costs made by said commissioners to any one of the justices of the supreme judicial court, such justice may cause execution to issue therefor.

Payment of costs
of hearing the
petitioners.

SECT. 5. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 205.

An act fixing the liability of stockholders in corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The capital stock subscribed for any corporation is declared to be and stands for the security of all creditors thereof; and no payment upon any subscription or agreement to or for the capital stock of any corporation, shall be deemed a payment within the purview of this act, unless bona fide made in cash, or in some other matter or thing at a bona fide and fair valuation thereof.

Capital stock
subscribed to be
for the security
of the creditors
of the corpora-
tion; payment of
subscription must
be bona fide.

SECT. 2. Hereafter no dividend declared by any corporation from the capital stock or in violation of any statute, no withdrawal of any portion of the capital stock thereof, directly or indirectly, no cancellation or surrender of any stock, and no transfer of any stock in any form to the corporation which issued the same, shall be valid as against any person who may hereafter have a lawful and bona fide judgment against said corporation, based upon any future claim in tort or contract or for any penalty, or as against any receivers, trustees or other persons appointed to close up the affairs of any corporation which is or may be insolvent.

The withdrawal,
directly or indi-
rectly, of any
portion of the
capital stock of a
corporation, void
as against any
person having
thereafter a bona
fide judgment
against said cor-
poration, or as
against any
receivers or
trustees.

SECT. 3. Any person having such judgment, or any such trustees, receivers or other persons appointed to close up the affairs

Proceedings by
bill in equity.

CHAP. 205. of any corporation which is or may be insolvent, may, within two years after their right of action given by this statute accrues, commence an action of the case or bill in equity, without demand or other previous formalities, against any person or persons, if a bill in equity jointly or severally, otherwise severally, who have subscribed for or agreed to take stock in the said corporation and have not paid for the same; or who have received dividends declared from the capital stock, or in violation of any statute; or who has withdrawn any portion of the capital stock, or cancelled and surrendered any of his stock, and received any valuable consideration therefor from the corporation, except its own stock or obligation for its own stock; or who has transferred any of his stock to the corporation as collateral security or otherwise, and received any valuable consideration therefor as aforesaid; and in such action may recover the amount of the capital stock so remaining unpaid or withdrawn, not exceeding the amounts of said judgments or the deficiency of the assets of such insolvent corporation.

What may be
proved by any of
the defendants.

SECT. 4. Any one of the defendants in any such suit may prove that he has already in good faith paid by himself or through any other person who has assumed his stock or subscription, to any person holding a bona fide judgment, or to any such trustee or receiver or other such person duly authorized, or to the corporation itself, the whole or any part of amount or amounts for which he would be liable under this act; or that he has already been in good faith and without collusion sued for, and is still in peril of being compelled to pay, such amount or amounts in whole or part, to some other person, in which latter case the suit may be continued to await, on payment of defendant's costs from term to term; or he may prove that the amounts illegally received by him from said corporation were received more than two years before the claim or claims arose on which such judgment was obtained, or if the suit is by trustees, receivers or other such person, more than two years before the commencement of the legal proceeding by virtue of which such corporation passed into the hands of trustees or receivers; or he may prove the invalidity of such judgment in any particular which could 'avail the corporation on a writ of error, or that said judgment was not bona fide; or he may prove that he has bona fide claim or claims' in contract or tort, several or joint with other persons, against said corporation, absolute or contingent, or which could be availed of by set off in court or on execution, for the whole or any part of the amount or amounts for which he would be liable under this act; or in case his stock was transferred to such corporation as collateral security or as payment, he may either prove that the same was so transferred in good faith as security or payment for, or of,

an anterior liability incurred without any concurrent agreement for the transfer of such stock, and for which the corporation was unable to obtain other sufficient security or payment, or in such case he may prove that whatever sum was received thereon, has been in whole or part repaid to such corporation. The proof of any of such matters shall constitute a defence as to such defendant in whole or in part as the case may be.

SECT. 5. No stockholder in any corporation in this state, except in banks, shall hereafter be liable for the debts of or claims against said corporation beyond any amount or amounts withdrawn or not paid in as aforesaid; but this act shall not affect liabilities of any officer of any corporation.

Stockholders, excepting bank, not liable beyond amount of stock.

SECT. 6. Nothing herein contained shall be construed to affect any liability of any person or corporation or remedy therefor existing when this act takes effect.

Actions pending not to be affected.

SECT. 7. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 206.

An act relating to costs.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Section one hundred and four of chapter eighty-two of the revised statutes, is amended, by adding thereto, 'if, after a verdict returned by a jury, the party in whose favor the jury found, shall carry the case into the law court and the decision there shall be against him, he shall recover no costs subsequent to the verdict, but the party prevailing in the law court shall recover costs accruing after verdict.'

Relating to costs.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 207.

An act to amend section ten of chapter twenty-six of the revised statutes, relating to form of actions.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Section ten of chapter twenty-six of the revised statutes, is hereby amended, by striking out all after the word

Form of action to recover compensation for a build-

CHAP. 208.

ing demolished to
stop fire.

R. S., chap. 26,
sect. 10, amended.

Sects. 11, 12, 13
and 14, chap. 26,
R. S., repealed.

"town," in the fifth line of said section, and inserting in lieu thereof the words, 'to be recovered in a special action on the case,' so that said section, as amended, shall read as follows:

'Sect. 10. If the pulling down or demolishing any building, except that in which the fire originated, is the means of stopping the fire, or if the fire is stopped before it comes to the same, then the owner of such buildings shall be entitled to a reasonable compensation therefor from the town, to be recovered in a special action on the case.'

SECT. 2. Sections eleven, twelve, thirteen and fourteen of said chapter, are hereby repealed.

Approved February 24, 1871.

Chapter 208.

An act additional to chapter one hundred and forty-three of the revised statutes, relating to the insane hospital.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Treasurer of hos-
pital to charge
interest on debts
due, after thirty
days.

SECT. 1. The treasurer of the insane hospital is hereby authorized and required to charge and collect interest on all debts hereafter due and payable to said hospital, from towns and individuals for board and clothing of patients, after thirty days from the time when the same shall become due.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 209.

An act relative to the inspection of herring.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Inspection of
herring not re-
quired. Boxes to
be branded with
name of person
putting them up.

Hereafter no inspection of smoked herring shall be required in this state, but all smoked herring put up in boxes or casks for sale in this state, shall be branded on the cask or box enclosing them with the first letter of the christian and the whole of the surname of the person putting up the same, and with the name of the state and the place where such person lives, and all such fish offered for sale or shipping not thus branded shall be forfeited,

one-half to the use of the town where the offence is committed, **CHAP. 210.** and the other half to the person libeling the same; and all laws and parts of laws inconsistent herewith are hereby repealed.

Approved February 24, 1871.

Chapter 210.

An act to promote immigration and facilitate the settlement of the public lands.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. There shall be a board of immigration in this state, composed of the governor, secretary of state and land agent. Board of immigration.

SECT. 2. It shall be the duty of said board to appoint a commissioner of immigration, an agent resident in Sweden, and an agent resident in New Sweden, Maine, and to exercise a general supervision over the expenditure of all moneys appropriated by this act. Duty of the board.

SECT. 3. It shall be the duty of said commissioner to collect statistics and other useful information concerning the climate, soil, productions and resources of the state, the amount and location of unsettled lands in Maine, the terms offered by the state to settlers, together with the condition and progress of the colony at New Sweden, and such other information as he may deem proper, and cause the same to be translated into the Swedish language and distributed in Sweden and the United States in such manner as may be deemed desirable and best calculated to promote the provisions of this act; *provided* the whole amount expended for this purpose shall not exceed the sum of one thousand dollars. Duty of commissioner of immigration in regard to publishing information to encourage immigration.

SECT. 4. It shall be the further duty of said commissioner to exercise a general care and oversight over all immigrants coming to Maine, to give them all needful information, to assist them in settling upon the public lands of the state, or obtaining employment within its borders, and to have special charge of the colony at New Sweden, to the end that its development and prosperity may be promoted in every way consistent with law; and the compensation and entire expenses of said commissioner shall not exceed the sum of twenty-five hundred dollars. Duty of commissioner towards immigrants.

SECT. 5. The first agent provided for in section second of this act shall reside in Gothenburg, Sweden; shall have charge of the printing and of the distribution throughout Sweden of all documents and information to be furnished him by the commissioner, shall use his best endeavors in every lawful way to encourage emigration to Maine, to protect the emigrants from fraud and im- Compensation. Duty of agent in Sweden.

CHAP. 210.

Compensation.

Duty of agent in New Sweden.

Compensation.

Agents to be under direction of the commissioner.

Board of immigration authorized to make expenditures for certain purposes.

Each immigrant to have a lot of land.

Governor authorized to draw his warrant for the appropriation.
Limitation.

position, and to enable them to embark from Sweden with proper guarantees for their safety and comfort on their passage, and with suitable information to the Swedish colony of our state; and the compensation of said agent shall not exceed the sum of five hundred dollars.

SECT. 6. The second agent provided for in section second of this act shall reside in New Sweden, shall have special charge of the state store-house, stores, tools and all other state property there, shall receive and disburse all state supplies and keep proper accounts and vouchers therefor; and the compensation of said agent shall not exceed the sum of two hundred dollars.

SECT. 7. The agents mentioned in the two preceding sections shall perform their duties under the direction of the commissioner of immigration.

SECT. 8. The board aforesaid may, if in their opinion the circumstances require it, expend amounts not exceeding the following sums for the several purposes hereinafter enumerated: for provisions and tools to be sold the colonists at cost, and for which payment may be taken in labor at one dollar a day on the roads, public building, and other public works, five thousand dollars; for finishing and furnishing the public building at New Sweden, one thousand dollars; for seed, five hundred dollars; for roads, five hundred dollars; for schools and school books, three hundred dollars; for all other purposes to promote the provisions and spirit of this act, five hundred dollars.

SECT. 9. The board aforesaid may cause all immigrants arriving under the provisions of this act to be settled on any of the public lands of the state not otherwise appropriated, and assign to each man over twenty-one years of age, by certificate from the land agent, a lot of one hundred acres of land; and the land agent shall, at the expiration of five years from the date of said assignment, grant each of the persons aforesaid or his heirs at law, a deed of warranty or other valid title of the lot assigned him; *provided*, each of said persons has established his residence on the lot assigned him, has built him a comfortable house thereon, and has cleared not less than fifteen acres of land within the time aforesaid, ten of which shall be laid down to grass; and all said persons shall be exempt from state taxation until January first, in the year of our Lord eighteen hundred and seventy-six.

SECT. 10. The governor is hereby authorized to draw his warrant upon the treasury for any of the sums specified in this act.

SECT. 11. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect when approved, and shall continue in force one year from its approval.

Approved February 24, 1871.

Chapter 211.

CHAP. 211.

An act to repeal section fifty-four of chapter forty of the revised statutes of eighteen hundred and seventy-one, relating to the taking of porgies or menhaden.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section fifty-four of chapter forty of the revised statutes is hereby repealed. ;

SECT. 2. This act shall take effect when approved.

Penalty for setting seine within three miles of shore, repealed.

Approved February 25, 1871.

Chapter 212.

An act additional to chapter seventy-one of the revised statutes, relating to sales of real estate by license.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The tenth specification of section one, chapter seventy-one, of the revised statutes, authorizing a license to sell undevised real estate of a person deceased, on the petition of a part or all of the heirs residing in different states, is hereby extended and made applicable to real estate devised in undivided shares to different persons, where the devisees reside in different states, and cannot dispose of their separate interests without loss ; and the executor, or other suitable person, may, on petition of part or all of said devisees, be licensed to sell said estate, and distribute the proceeds among said devisees, according to their respective rights therein, subject to the restrictions and limitations contained in said specification.

Sale by license of real estate where devisees reside in different states.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 213.

An act to amend chapter seventy-eight of the revised statutes, relating to meetings of county commissioners in Aroostook county.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The fifth and sixth lines of section six of chapter seventy-eight of the revised statutes, are hereby amended, so as to read as follows : 'In the county of Aroostook on the first Tuesdays of January and July.'

Sessions of county commissioners in Aroostook county

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

CHAP. 214.**Chapter 214.**

An act to increase the salary of the county attorney for Lincoln county.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Salary of county
attorney for
Lincoln county.

SECT. 1. From and after the first day of January, one thousand eight hundred and seventy-one, the salary of the county attorney for Lincoln county, shall be three hundred dollars, instead of the sum now allowed by law.

SECT. 2. This act shall take effect when approved.

• Approved February 25, 1871.

Chapter 215.

An act to amend section fifty-four, clause three, of the school laws, in relation to the powers and duties of superintending school committees.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Additional to
sect. 54, chap. 11,
R. S., relating to
examination of
teachers.

SECT. 1. Section fifty-four, clause three, of the school laws, is hereby amended, by adding the words "or may render valid by endorsement any graded certificates issued to teachers by normal school principals, county supervisors or state superintendent of common schools," so that the entire clause shall read thus :

Certificate to
teachers.

'They shall give to each candidate found competent a certificate that he is qualified to govern said school and instruct in the branches above named and such other branches as may be necessary to be taught therein, or may render valid by endorsement any graded certificates issued to teachers by normal school principals, county supervisors or state superintendent of common schools.'

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 216.

An act regulating meetings of cities and towns in aid of persons and corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Cities and towns
to vote only once
a year upon the
question of grant-

SECT. 1. Whenever any city or town has voted at any legal meeting thereof upon any question of loaning its credit to, or taking stock in, or in any way on aid to any person or corpora-

tion, it shall not be lawful for said city or town to vote again upon the same subject, excepting only at its annual meetings. **CHAP. 217.**

ing aid to the same person or corporation.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 217.

An act to amend section forty-six of chapter thirty-eight of the revised statutes, relating to the sale of milk.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section forty-six of chapter thirty-eight of the revised statutes, is hereby amended, by striking out the word "wine" in the third line of said section, and inserting the word 'milk,' so that said section as amended shall read:

Sect. 46, chap. 38, R. S., amended.

'SECT. 46. All measures, cans, or other vessels used in the sale of milk, shall annually be sealed by the sealer of weights and measures by milk measure, and shall be marked by the sealer with figures indicating the quantity which they hold, and whoever fraudulently sells by any other measure, can or vessel, shall forfeit twenty dollars for each offence.'

All vessels used in sale of milk to be annually sealed and marked.

Approved February 25, 1871.

Chapter 218.

An act relating to fencing railroads.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Whenever any railroad finished and in operation is not fenced or its fences need repair, shall neglect to make or repair the same for ten days after written notice by any person served on either of the directors, the superintendent, or treasurer thereof, said corporation shall forfeit to the person giving said notice one hundred dollars, and shall be liable for all damages to any person on account of such neglect after ten days' notice as aforesaid.

Penalty for neglect by a railroad company to keep its road fenced.

SECT. 2. The twenty-first section of chapter fifty-one of the revised statutes is hereby repealed.

Sect. 21, chap. 51, R. S., repealed.

SECT. 3. This act shall take effect when approved.

Approved February 25, 1871.

CHAP. 219.**Chapter 219.**

An act authorizing any railroad company to locate and construct branches in the towns through which it passes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Railroad companies authorized to construct branch railroad tracks to mills and manufacturing establishments.

SECT. 1. Any railway corporation is hereby authorized to locate, under the direction of the railroad commissioners, construct and maintain branch railroad tracks to any mills or manufacturing establishments now or hereafter erected in any town or township, but not within the limits of any city without the consent of the city council of said city through which the main line of said railroad is or may be constructed, and for that purpose shall have all the powers and rights granted, and be subject to all the duties imposed upon said corporation by its charter.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 220.

An act to establish the salary of the county attorney for Penobscot county.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Salary of county attorney for Penobscot county.

SECT. 1. The annual salary of the county attorney for the county of Penobscot, shall be eight hundred dollars, payable quarterly, from the first day of January, eighteen hundred and seventy-one.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 221.

An act relative to salary of county attorney for county of Washington.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Salary of county attorney for Washington co.

SECT. 1. The salary of the county attorney for Washington county, shall be four hundred dollars, instead of the sum now fixed by law.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 222.

CHAP. 222.

An act relative to pretended savings banks.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Any person not authorized by act of the legislature who shall advertise his business as that of a savings bank, or shall receive deposits under pretence of conducting a savings bank, shall be punished by a fine of one hundred dollars for each offence; but nothing in this act contained shall be construed as prohibiting any person from advertising his business as a banker, and offering to take and taking deposits to be loaned upon such terms and conditions as the depositor may prescribe.

Penalty for a person advertising his business as a savings bank.

Not applicable to person advertising as a banker.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 223.

An act regulating railroad corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. No railroad company shall limit the right of a ticket-holder to any given train, but such ticket-holder shall have the right to travel on any train, whether regular or express train, and shall have the privilege of stopping at any of the stations along the line of the road at which such trains stop; and such ticket shall be good for a passage as above for six years from the day it was first used.

Tickets over rail-roads good for six years unless sooner used.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 224.

An act additional to chapter one hundred and forty of the revised statutes, relating to the state prison.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The governor, on the recommendation of the warden and inspectors, and with the approval of the council, may appoint and commission, to hold office during the pleasure of the executive, but not more than two years under one appointment, a suitable

Appointment of chaplain for state prison authorized.

CHAP. 225. person for chaplain of the state prison ; who shall, in accordance with the rules of the prison, perform religious services in the chapel every Sunday, visit the sick, labor diligently and faithfully for the mental, moral and religious improvement of the convicts, and aid them when practicable in obtaining employment after being discharged from prison.

Salary of chaplain.

SECT. 2. The annual salary of the chaplain who may be appointed under this act shall be established by the inspectors and warden, but shall not exceed one thousand dollars, which amount shall be annually appropriated for that purpose by the legislature.

Salary of inspectors.

SECT. 3. The annual salary of the inspectors of the prison shall be two hundred dollars to each, which amount shall be annually appropriated for that purpose by the legislature.

SECT. 4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SECT. 5. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 225.

An act authorizing the sale of copartnership property when a partner has deceased.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sale of copartnership property when a partner has deceased.

SECT. 1. The executor or administrator of a deceased member of a copartnership, or the surviving partner, who files a bond and is authorized to close the affairs of a partnership estate, may be licensed, by the court having jurisdiction, to sell real estate which is assets of the late partnership, in the same manner as any other executor or administrator is licensed to sell real estate, on petition and notice, and on giving bond, with sufficient sureties, to appropriate the proceeds to the payment of the partnership debts ; and to pay over any balance that may remain in his hands, after closing the affairs of said partnership estate, to the person or persons entitled to the same, and on taking the oath and complying with all the requirements of the law authorizing a sale of real estate.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 226.**CHAP. 226.**

An act to amend section forty-seven, chapter one hundred and forty of the revised statutes, relating to the state prison.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section forty-seven of chapter one hundred and forty, is hereby amended, by striking out all in said section after the word "council" in the sixteenth line.

Sect. 47, chap. 140, relating to compensation of subordinate officers, amended.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 227.

An act concerning specie payments.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Chapter seventy-one of the laws of eighteen hundred and sixty-two, entitled "an act to suspend certain provisions in chapter fifty-seven of the revised statutes concerning banks," is hereby continued in force until the fifteenth day of February, eighteen hundred and seventy-two; *provided*, said banking corporations shall, upon demand, pay or tender payment of their bills, checks or drafts in lawful money of the United States.

Suspension of specie payments authorised.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 228.

An act relating to the insane hospital.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That the governor and council be and are hereby authorized and required to inquire into the financial condition and management of the affairs of the insane hospital, and make such changes as they shall deem judicious in the mode and amount of expenditures and the general administration of its financial affairs.

Governor and council authorised to examine into the financial management of the insane hospital.

SECT. 2. That the trustees of the insane hospital shall, quarterly, from and after December first, eighteen hundred and seventy, audit all the accounts of the steward and treasurer, make a report of their doings to the governor and council, together with vouch-

Accounts of the steward and treasurer to be audited by the trustees and approved by the governor and council, quarterly.

CHAP. 229. ers for the several items, for their approval, before such bills shall be allowed.

SECT. 3. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 229.

An act additional to section fifty-four of chapter eleven of the school laws, relating to employment of teachers.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Towns may authorize the district agents or superintending school committee to employ teachers.

A town at its annual meeting may empower the school district agents elected or to be elected for the current year, to employ the teachers instead of the superintending school committee as is now provided in section fifty-four, chapter eleven of the school laws, subject to all other provisions of the law relating to the qualification of teachers. And it shall be lawful for the several towns at their annual March meeting the present year to empower the district agents as above provided, whether there be an article to that effect in the warrant calling the meetings or not.

Approved February 27, 1871.

Chapter 230.

An act additional for the assessment and collection of taxes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Taxation of personal property owned out of the state.

SECT. 1. All goods, wares, merchandise, all logs, timber, boards and other lumber, and all other personal property which, on the first day of April in each year are within this state, and owned by persons residing out of the state, or owned by persons unknown, shall be taxed to the person or persons having the same in possession, or to the person or persons owning or occupying any store, shop, mill, wharf, landing, shipyard or other place therein where said property may be on said first day of April, and a lien is hereby created on said property for said tax, and may be enforced with the same effect as is provided in section thirty-two of chapter six of the revised statutes.

SECT. 2. This act shall take effect when approved.

Approved February 27, 1871.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1871.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1871.

Chapter 511.

An act to authorise certain cities and towns to aid in the construction and equipment of the Knox and Lincoln Railroad.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECTION 1. The votes and doings of the city of Bath, on the fifth day of October, one thousand eight hundred and seventy; the votes and doings of the town of Wiscasset, on the fifteenth day of October, one thousand eight hundred and seventy; the votes and doings of the town of Newcastle, on the fourth day of October, one thousand eight hundred and seventy; the votes and doings of the town of Damariscotta, on the thirtieth day of September, one thousand eight hundred and seventy; the votes and doings of the town of Nobleborough, on the twenty-sixth day of September, one thousand eight hundred and seventy; the votes and doings of the town of Waldoborough, on the fifteenth day of October, one thousand eight hundred and seventy; the votes and doings of the town of Thomaston, on the eighth day of October, one thousand eight hundred and seventy; and the votes and doings of the city of Rockland, on the sixth day of October, one thousand eight hundred and seventy; all to aid in the construction and equipment of the Knox and Lincoln Railroad, are hereby ratified, confirmed, and made valid; and to aid in the construction and equipment of said railroad, bonds payable to the bearer thereof in twenty years from their date, with coupons for interest, at the rate of three per cent. semi-annually, may be issued by said cities and towns in the amounts hereafter named in pursuance of the votes and doings aforesaid, to wit: Bath, one hundred and

Votes and doings of the city of Bath;

Wiscasset;

Newcastle;

Damariscotta;

Nobleborough;

Waldoborough;

Thomaston, and the city of Rockland, to aid in the construction and equipment of the Knox and Lincoln Railroad, ratified, confirmed and made valid.

Bonds may be issued by said cities and towns in aid of said road.

CHAP. 511.

Amounts Limited.

Bonds, date and
payment of.Mortgage of com-
pany property
conditioned to
pay bonds, &c.Said mortgage to
be subject to a
prior mortgage
dated July 1, '69.In case said com-
pany shall fail to
pay coupons and
bonds.

Proceedings.

Managers, board
of.Secretary and
president.
Officers.Authority of
managers.Report of their
doings.

seventy-seven thousand six hundred dollars. Wiscasset, thirty-one thousand eight hundred dollars. Newcastle, twenty-two thousand four hundred dollars. Damariscotta, twenty-two thousand and four hundred dollars. Nobleborough, seven thousand two hundred dollars. Waldoborough, twenty-six thousand two hundred dollars. Thomaston, thirty-seven thousand four hundred dollars; and Rockland, one hundred and fifty thousand dollars.

SECT. 2. All of said bonds shall bear the same date, and it shall be the duty of said railroad company to pay all the bonds that may be thus issued for its benefit, with the coupons thereon, as the same shall fall due and become payable.

SECT. 3. Said railroad company shall execute and deliver to the cities and towns issuing bonds as aforesaid a second mortgage of all its property and rights of property in said road, present and prospective, including its franchise, conditional to pay said bonds and coupons as they shall become due and save said cities and towns harmless therefrom; said mortgage to be subject to a prior mortgage of the same property to the same cities and towns dated July first, one thousand eight hundred and sixty-nine.

SECT. 4. In case said railroad company shall fail to pay said coupons as they shall fall due and become payable, or said bonds at the maturity thereof, and said failure in either case shall continue for the space of sixty days after demand shall have been made on the treasurer of said company therefor, it shall be lawful for the municipal officers of any city or town whose bonds or coupons shall have thus been dishonored, to call a meeting of the municipal officers of the cities and towns named in said second mortgage, by publishing a notice of the time, place and object of said meeting, three weeks successively in some public newspaper printed in the county of Knox, Lincoln or Sagadahoc; and if at such meeting, which shall be organized by the choice of a chairman and clerk, the latter to be duly sworn, it shall be made to appear that such failure to pay as aforesaid continues, the municipal officers thus assembled may proceed to choose by ballot a board of managers, consisting of not more than nine members, a majority of whom shall constitute a quorum, who shall organize by the choice of a secretary and president, and may choose any other officers which under the charter and by-laws of said company may be chosen by a board of directors, and said board of managers shall be authorized to take possession of said road and all its property and rights of property therewith connected, and operate the same, and shall have all the powers and be subject to all the duties and liabilities of a board of directors, and shall hold their offices for one year from the time of their election and until others are chosen in their stead. Said managers shall make a report of their doings and of the amount of money they have

received and paid out on account of said railroad to a meeting of the municipal officers of the cities and towns aforesaid, at least once in every year, which meeting shall be called by the president and secretary of said board of managers. When sufficient money has been received by said board, over and above what is necessary to pay the expenses for operating said road, and all such sums and coupons as may fall due and become payable on the bonds named in said prior mortgage, including necessary repairs and improvements, to pay all coupons and bonds named in said second mortgage then due and unpaid, it shall surrender said road with all its property and rights of property to said company. In the election of said managers, the municipal officers aforesaid shall be entitled to one vote for every hundred dollars in bonds issued by their respective cities and towns, and the major part of the municipal officers of each city or town shall control the vote thereof. While in their possession said road shall be operated in the name of the managers of the Knox and Lincoln Railroad Company. If the failure to pay said coupons or bonds named in said second mortgage shall continue for the space of full twenty years after possession shall have been taken under said second mortgage as aforesaid, the same shall be thereby fully foreclosed, unless prior to that time a sufficient tender of payment shall have been made by or on behalf of said company, provided however, that all the duties, rights and privileges conferred by this act upon said cities and towns named in said second mortgage shall be subject to the rights and claims of the mortgagees in said prior mortgage.

Meetings, by whom called.

Surrender of property.

Election of managers.

Road shall be operated in the name of the managers of the K. & L. Railroad Co.
Failure to pay coupons and bonds.

Foreclosure.

SECT. 5. Said railroad company or said managers when said railroad is in their possession as aforesaid, may contract with any other railroad company or other parties to operate said road or may lease the same for a term of years; *provided however*, any contract for operating said road or for the lease thereof by said managers, shall terminate when the possession of said road shall be taken by the mortgagees named in said prior mortgage, or be restored to said company in manner as before provided.

Lease of railroad authorized.

SECT. 6. The bonds herein authorized to be used, shall be signed by the mayor and treasurer of cities, and one of the selectmen and treasurer of the towns, issuing them, and countersigned by the president of said railroad company, and shall contain the endorsement, 'Issued for the benefit of the Knox and Lincoln Railroad Company by the _____ of _____.'

Bonds, by whom signed.

Endorsement by the president.

SECT. 7. This act shall take effect when approved.

Approved January 9, 1871.

CHAP. 512.**Chapter 512.**

An act authorizing P. S. J. Talbot and company to maintain a wharf in tide waters in East Machias.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Location and limits.

SECT. 1. P. S. J. Talbot, James R. Talbot, and F. Loring Talbot, their heirs, successors and assigns, are hereby authorized and empowered to maintain their wharf, erected in front of their own land, at the 'Rim,' so called, in East Machias, and extending into tide waters.

SECT. 2. This act shall take effect when approved.

Approved January 23, 1871.

Chapter 513.

An act to incorporate the Kennebec and Chelsea Ice Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Isaac J. Carr, Charles A. White, John T. Stone, James D. White, James Stone, James A. Jackson, Mark L. Rollins, Samuel Ayer, their associates, successors and assigns, are hereby constituted and declared to be a body politic and corporate by the name of the Kennebec and Chelsea Ice Company, and by that name may sue and be sued, plead and be impleaded, use a common seal, make by-laws for the management of their affairs not repugnant to the constitution or the laws of this state, and to have and to enjoy all the powers and privileges and be subject to all the duties and liabilities incident to similar corporations in this state.

Capital stock and shares.

SECT. 2. The capital stock of said corporation shall not be less than twenty thousand nor more than one hundred thousand dollars, to be divided into shares of one hundred dollars each.

May purchase and hold real estate.

SECT. 3. Said company is hereby authorized to purchase and hold such real and personal estate as a majority in interest of said stockholders may determine to be convenient and necessary to effect the object and carry out the purposes of their corporation, and to sell and dispose of the same as they may deem expedient.

May build wharves, slips and piers.

SECT. 4. For the purpose of facilitating the cutting and harvesting of ice from the Kennebec river, and to enable said company to remove, house, pack, load and ship the same, said corporation shall have the right to construct, erect, build and maintain upon their own land, or upon the land of others by the consent in writing of the owners thereof, and in tide waters of the Kennebec river,

all necessary wharves, slips, piers and other constructions upon the margin of said river in the towns of Chelsea, Pittston, Farmingdale and the city of Gardiner, and to extend the same below low water mark, but not interfere with the navigation of said river or to impair the rights or privileges of any other person or corporation.

SECT. 5. Any three of the corporators herein named are hereby empowered to call the first meeting of said corporation, by giving such notice as they may think proper, at which meeting any corporate business may be transacted.

SECT. 6. This act shall take effect when approved.

Approved January 23, 1871.

CHAP. 514.

Limits.

First meeting.
Notice, how
given.

Chapter 514.

An act to authorize the Lincoln Ice Company of Richmond, to increase their capital stock and to legalize the wharf built by said company into the tide water of the Kennebec river.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The Lincoln Ice Company of Richmond, are hereby authorized to increase its capital stock to a sum not exceeding one hundred thousand dollars, to be fixed at any legal meeting of the stockholders of the company called for that purpose.

Capital stock,
increase of,
authorized.

SECT. 2. The wharf built by the Lincoln Ice Company of Richmond, during the past year, in front of the ice houses of the company, in the town of Dresden, and extending into the tide waters of Kennebec river to the distance of two hundred and twenty-five feet from high water mark, is hereby made legal, and the company is hereby authorized to maintain the said wharf as it is now located.

Wharf as now
located may be
maintained.

SECT. 3. This act shall take effect when approved.

Approved January 25, 1871.

Chapter 515.

An act to incorporate the Cobb Lime Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Charles W. Snow, Francis Cobb, Hezekiah W. Wight, Edward P. Norton, William A. Farnsworth, Cornelius Harrahan,

Corporators.

CHAP. 515.

Name.	Albert F. Ames, George Gregory, George W. Kimball junior, A. J. Bird, Hanson G. Bird, John Bird and Sidney M. Bird, their associates, successors and assigns, are hereby constituted a body politic and corporate, by the name of the Cobb Lime Company,
Purposes.	for the purpose and with the power of manufacturing lime, staves, heading and casks, and quarrying and transporting limestone, and also engaging in such branches of trade as may be necessary or convenient in connection with such manufacture, and said corporation shall have all the powers and be subject to all the duties incident to manufacturing corporations by the laws of this state.
Capital stock. Shares.	SECT. 2. Said corporation may have a capital stock of not exceeding one million dollars, to be divided into shares of one hundred dollars each, and may purchase and hold such real and personal estate as their business may require or render convenient for its use, with power to sell and dispose of the same at pleasure.
Drains, passage- ways, &c.	SECT. 3. Said corporation may, if necessary, lay or construct drains and passage-ways for the transportation of limestone from their quarries, beneath the public highways, subject to such restrictions for the security and convenience of the public as the authorities may impose.
First meeting, how called.	SECT. 4. The first meeting of said company may be called by any one of the corporators named in this act, by giving to each of the other corporators aforesaid personal notice thereof, or by publishing said notice in some public newspaper printed in Rockland, in the county of Knox, five days at least before the day appointed for said meeting. Said corporators shall organize by the choice of
Organisation.	a president and secretary, the latter of whom shall be sworn. It
Officers.	shall then be the duty of said corporators to open books of sub-
Books of subscrip- tion.	scription, and when the sum of six hundred thousand dollars shall in good faith be subscribed to the capital stock of said company,
Meeting, time and place of.	said president and secretary shall appoint a time and place for the first meeting of the subscribers to the capital stock of said com-
Notice.	pany, and give such notice thereof as said corporators shall there determine, and at such meeting of said subscribers there shall be
Directors, how elected.	elected by ballot a board of not less than five directors, and in such election each share of the capital stock shall entitle the owner thereof to one vote. The president of said corporators
President shall preside at election.	shall preside at said election and certify the names of the directors elected at said meeting, and said corporators shall then deliver
Books, papers and other property of the company, to be delivered to the directors.	over to said directors all books, papers and other property in their possession, and thereupon the powers and duties of said corporators and the officers previously appointed by them shall cease, and thereafterwards the stockholders shall constitute said body politic and corporate.

SECT. 5. This act shall take effect when approved.

Approved January 25, 1871.

Chapter 516.

CHAP. 516.

An act to make valid the doings of Josiah True, as a justice of the peace.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That the acts of Josiah True, as a justice of the peace, within and for the county of Kennebec, from the seventh day of October, eighteen hundred and seventy, to the tenth day of January, eighteen hundred and seventy-one, are hereby made valid and as effectual to all intents and purposes, as if said Josiah True had been legally commissioned and qualified to act in said capacity.

Acts of Josiah True, as justice of the peace, made valid.

SECT. 2. This act shall take effect when approved.

Approved January 25, 1871.

Chapter 517.

An act to make valid the acts and doings of the town of Denmark.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The acts and doings of the town of Denmark, at town meeting of said town, held on the second day of October, in the year of our Lord one thousand eight hundred and sixty-nine, whereby it was voted to pay Oscar E. Lowell commutation money and Samuel C. Colby bounty money, are hereby made valid.

Acts and doings of the town of Denmark, made valid.

SECT. 2. This act shall take effect when approved

Approved January 25, 1871.

Chapter 518.

An act to incorporate the Boothbay Ice Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Robert Montgomery, Allen Lewis, D. W. Sawyer, M. R. White, Leonard Montgomery, Silas Smith, M. E. Pierce, W. F. McClintock, J. T. Albee, James A. Hall, and Orrin McFadden, their associates and assigns, are hereby made and incorporated a body politic and corporate by the name of the Boothbay Ice Company, for the purpose of carrying on the ice business, by cutting, storing, packing, and stacking ice for sale; and to this end said company may take by purchase or lease, real and personal estate, and hold, convey and transfer the same, to the amount of eighty

Corporators.

Name.

Purpose.

CHAP. 519.

Capital stock.

Shares.

Corporate seal.

Powers and
privileges.May build
wharves, piers,
slips and houses.

Limits.

First meeting,
how called.

thousand dollars. The capital stock of said corporation shall not exceed eighty thousand dollars, and may be fixed by a vote of the stockholders, and it shall be divided into shares of one hundred dollars each.

SECT. 2. This corporation may have and use a common seal, shall have the power to sue and be sued, prosecute and defend suits in law and equity; may make and ordain by-laws for their government, not repugnant to the constitution and laws of the state; and shall have all the powers and privileges and be subject to all the duties and liabilities applying to similar corporations in this state.

SECT. 3. For the purpose of facilitating the cutting and harvesting of ice and to enable, said company to remove, house, stack, load and ship the same, said corporation shall have the right to construct, build and maintain, upon their own lands or upon the lands of others, by the consent in writing of the owners thereof, and into the tide waters of the Damariscotta river, in the town of Boothbay, all necessary wharves, piers, slips, houses and other constructions, and to extend the same so far below low water mark as to attain a depth of fourteen feet of water at low tide.

SECT. 4. Robert Montgomery or Allen Lewis, members of said company, shall call the first meeting of the stockholders, by giving each of them two days' notice of the time and place appointed for said meeting.

SECT. 5. This act shall take effect when approved.

Approved January 25, 1871.

Chapter 519.

An act to increase the stock of the Laconia Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Capital stock,
shares of, may
be reduced.Shares may be
sold by the
directors in cer-
tain cases.
Amount of capital
stock limited.

SECT. 1. The Laconia Company is hereby authorized to reduce the par value of the shares of its capital stock heretofore issued, to a sum not below four hundred dollars each; and to create and issue one thousand additional shares, of the par value of not less than four hundred dollars each, which shall be first offered to existing shareholders in the proportion of one new share for each share of old stock, for at least sixty days from and after this act is accepted by the corporation. And any shares not taken by the shareholders shall be sold by the directors for the account of the corporation, and thereafter the existing capital shall consist of two thousand shares of not less than four hundred dollars each,

making a capital of not less than eight hundred thousand dollars. No share shall be issued until payment for the same is made in cash, and no dividend shall be payable on old shares until certificates for the same have been surrendered and new certificates have been issued instead thereof.

CHAP. 520.

Payment to be made before shares shall be issued.

SECT. 2. This act shall take effect when approved.

Approved January 25, 1871.

Chapter 520.

An act to change the name of the town of Dickeyville.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The name of the town of Dickeyville, in Aroostook county, is hereby changed to Frenchville. Name changed.

SECT. 2. This act shall take effect when approved.

Approved January 26, 1871.

Chapter 521.

An act to set off John Walker and his estate from the South Paris Village Corporation.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. John Walker and his estate, embraced within the limits of the South Paris Village Corporation, created by an act of the legislature approved February fourteenth, eighteen hundred and sixty-six, is hereby set off from said South Paris Village Corporation, and released from all liabilities to said corporation occasioned by the act aforesaid, which may arise after the approval of this act.

John Walker and his estate, set off from South Paris Village Corporation.

SECT. 2. This act shall take effect when approved.

Approved January 26, 1871.

Chapter 522.

An act to incorporate the Peak's Island Steamboat Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. William T. Jones, George Trefethen and Henry M. Brackett, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Peak's Island Steamboat Company, for the purpose of running a steamboat or steamboats in Casco bay, with all the powers and privileges, and subject to the duties and liabilities provided by the general laws of this state respecting similar corporations.

Name.

Purpose.

Powers, privileges, &c.

May purchase and hold real and personal estate to the amount of \$25,000.

Capital stock and shares.

May withdraw steamboats from service in certain cases.

First meeting, how called.

SECT. 2. The said corporation may purchase and hold real and personal estate to an amount not exceeding twenty-five thousand dollars, with full power to manage and dispose of the same. The capital stock may be divided into shares of twenty-five dollars each.

SECT. 3. The said corporation shall have authority to withdraw its steamboat or steamboats from service in Casco bay, and to employ them wherever it may be found expedient, not to interfere with the vested rights of any existing corporation.

SECT. 4. Any one of the corporators named in this act may call the first meeting of said corporation at such time and place as he may see fit, by giving five days' notice in some paper published in the city of Portland, for the purpose of organizing said corporation.

SECT. 5. This act shall take effect when approved.

Approved January 27, 1871.

Chapter 523.

An act granting further time to the Bangor and Piscataquis Railroad Company to complete their road.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Three years' additional time granted for completing the construction of road.

SECT. 1. The Bangor and Piscataquis Railroad Company having constructed its road from its terminus in Oldtown to the town of Foxcroft, a distance of forty miles, a further time of three years is hereby granted said company, from the passage of this act, for locating the line of its road from its depot in Foxcroft to Moosehead lake, and the additional time of three years thereafter for completing the construction of the same.

SECT. 2. This act shall take effect when approved.

Approved January 27, 1871.

Chapter 524.

CHAP. 524.

An act additional to an act to incorporate the Calais Railroad Company, and the several acts additional thereto and amendatory thereof.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That the St. Croix and Penobscot Railroad Company be and hereby are authorized to use their machine shop in Calais for general business as well as for their own business.

SECT. 2. This act shall take effect when approved.

Approved January 27, 1871.

Chapter 525.

An act to incorporate the Passadumkeag Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

- SECT. 1. Samuel H. Dale, Amos M. Roberts, Henry E. Prentiss, William H. McCrillis, John A. Peters, Benjamin P. Gilman, John Appleton, Andrew Woodman, Charles Woodman, John Morrison, Thomas W. Porter, Alexander Webb, Philip Page, Jeremiah Page, Joseph M. Hodgkins and J. W. Porter, their assigns, associates and successors, are hereby made and constituted a body politic and corporate by the name of the Passadumkeag Railroad Company, and by that name may sue and be sued, plead and be impleaded, and shall enjoy all proper remedies at law and in equity, to secure and protect them in the exercise and use of their rights and privileges and in the performance of their duties ; and said corporation is hereby authorized and empowered to locate and construct and finally complete, alter and keep in repair, a railroad, with one or more sets of iron or wooden rails or tracks, with all suitable bridges, tunnels, viaducts, turnouts, culverts, drains, and all other necessary appendages, from some point in the town of Greenbush, connecting with the European and North American Railway, thence through Greenbush, Passadumkeag, township number one, north division, Lowell and Burlington, to Grand Falls, in township number two, north division, the length of said road being about fifteen miles ; and said corporation shall be and is hereby invested with all the powers, privileges and immunities, which are or may be necessary to carry into effect the purposes of this act.

Corporators.

Corporate name.

Rights and privileges.
May locate and construct railroad with one or more sets of rails or tracks, &c.

Route.

Capital stock and shares.

SECT. 2. The capital stock of said company shall consist of not less than one thousand and not more than three thousand shares

CHAP. 525.Directors, tenure
of office.

Quorum.

Officers.

Acceptance of
act and organiza-
tion.

By-laws.

Powers of presi-
dent and direc-
tors.Toll on passen-
gers and property.

Annual meeting.

Authorized to
make connections
with other rail-
roads.Bonds, issue of,
authorized.May mortgage its
road.Organization,
location and
completion, time
for, limited.

of one hundred dollars each, and the immediate direction of the affairs of said corporation shall be vested in five, seven or nine directors, to be chosen as hereinafter provided, who shall hold their office until others are chosen and qualified in their places, a majority of whom shall constitute a quorum; and they shall elect one of their number to be president of their board, and he shall also be president of the corporation. And they shall have authority to choose a clerk and treasurer, and a majority of the persons named in section one are hereby authorized at a meeting holden for that purpose, with or without notice, to accept this act and organize this corporation.

SECT. 3. Said corporation shall have power to make, ordain and establish all necessary by-laws.

SECT. 4. The president and directors for the time being are hereby authorized and empowered by themselves or their agents, to exercise all the powers herein granted for the purpose of locating, constructing and completing said railroad, and for the transportation of persons, goods and property of all kinds and description, and all such power and authority as may be necessary and proper to carry into effect the objects of said corporation.

SECT. 5. A toll is hereby granted for the benefit of said corporation, upon all passengers and property which may be conveyed or transported on and over its railroad, at such rate as may be established by its directors, subject to such general laws in relation to railroad companies as are or may from time to time be established by the legislature.

SECT. 6. The annual meeting of the stockholders of said corporation shall be holden on the first day of September, or such other day as the by-laws may determine, at which meeting the directors shall be chosen by ballot.

SECT. 7. The corporation is hereby authorized to make connections with any other railroad on such terms as its members may deem proper, and to lease its road and property either before or after it shall have been completed, on such terms as its members shall determine.

SECT. 8. Said corporation is authorized to issue its bonds to an amount not exceeding two hundred and fifty thousand dollars, and to secure the same by a mortgage of its road, franchise and property, or in any other manner.

SECT. 9. If the said corporation shall not have been organized, and the location, according to actual survey of the route, filed with the county commissioners of Penobscot county, on or before the thirty-first day of December, in the year one thousand eight hundred and seventy-four, or if said corporation shall not complete its railroad on or before the thirty-first day of December, in

the year one thousand eight hundred and seventy-six, this act shall be void. CHAP. 526.

SECT. 10. This act shall take effect when approved.

Approved January 27, 1871.

Chapter 526.

An act to confirm the doings of the Maine Missionary Society, and to incorporate said society.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Samuel Harris, Stephen Thurston, Joseph S. Wheelwright, Eben Steele, Woodbury Davis and Joshua Maxwell, with their associates, being members of the Maine Missionary Society, a society heretofore existing and organized for the purpose of aiding congregational churches in said state in need of assistance in supporting the preaching of the gospel, are hereby created a body politic and corporate by the said name of Maine Missionary Society, with the usual appropriate corporate rights and privileges, and with full powers to acquire, hold and convey personal and real property, and to use the same in promoting and securing the aforesaid objects and purposes of their incorporation.

Corporators.

Purpose.

Corporate name.

Rights and privileges.

SECT. 2. All the doings of said society while heretofore existing, all gifts, grants, bequests and donations made to it, and all grants, appropriations and conveyances made by said society, are hereby confirmed and made valid.

Certain doings of society confirmed and made valid.

SECT. 3. Any two of the corporators aforesaid may call the first meeting of said corporation, by giving notice thereof in some weekly newspaper published in Portland in said state three weeks before the day of said meeting.

First meeting, how called.

SECT. 4. This act shall take effect when approved.

Approved January 27, 1871.

Chapter 527.

An act to authorize Zenas F. Yates, Joseph S. Woodbury and their associates to extend a wharf into the tide waters of Muscongus Harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Zenas F. Yates, Joseph S. Woodbury and their associates, successors and assigns, representing the Bremen Oil Company situated at Muscongus Harbor, in the town of Bremen,

Authorized to make and maintain a wharf.

CHAP. 528.

Limits.

and owning real estate at said place, are hereby authorized and empowered to make and maintain a wharf, upon their own land, in the tide waters of said Muscongus harbor, and to extend said wharf one hundred feet below low water mark.

SECT. 2. This act shall take effect when approved.

Approved January 28, 1871.

Chapter 528.

An act to extend the time for the Lime Rock bank to accept the provisions of "an act to renew the charters of certain banks," approved March seventeen, eighteen hundred and seventy.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Time for acceptance of act extended to March, 1871.

SECT. 1. The time for the Lime Rock bank in the city of Rockland to accept the provisions of an act entitled "an act to renew the charters of certain banks," approved March seventeen, eighteen hundred and seventy, is hereby extended to the first day of March, eighteen hundred and seventy-one.

SECT. 2. This act shall take effect when approved.

Approved January 28, 1871.

Chapter 529.

An act to amend an act entitled "an act to incorporate the Cobb Lime Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Amended.

SECT. 1. The fourth section of the act to incorporate the Cobb Lime Company, approved January twenty-fifth, eighteen hundred and seventy-one, is hereby amended, by striking out the word "five" from the sixth line and inserting the word 'fifteen.'

SECT. 2. This act shall take effect when approved.

Approved January 31, 1871.

Chapter 530.

CHAP. 530.

An act to incorporate the Old Orchard Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Francis Milliken, Bradbury Seavey, Ebenezer C. Staples, Michael N. Milliken, all of Saco, in the county of York, and State of Maine, their associates, successors and assigns, are hereby made and constituted a body corporate and politic by the name of the Old Orchard Railroad Company, and by this name may sue and be sued, plead and be impleaded, and shall have and enjoy all proper remedies at law and in equity to secure and protect them in the exercise and use of the rights and privileges and in the performance of the duties hereinafter granted and enjoined, and to prevent all invasions thereof or interruptions in exercising and performing the same; and the said corporation is hereby authorized and empowered to locate, construct and finally complete and keep in repair a railroad, with one or more sets of rails or tracks, with all suitable bridges, tunnels, viaducts, turnouts, culverts, drains, and all other necessary appendages, from or near Milliken's crossing, or from some other point within the corporate limits of the city of Saco and upon the line of the Portland, Saco and Portsmouth Railroad, as shall be most convenient, to some point upon or adjacent to old orchard beach, in said Saco, for the purpose of affording facilities for reaching said beach; and said corporation is hereby invested with all the powers, privileges and immunities which are or may be necessary to carry into effect the purposes and objects of this act as herein set forth; and for this purpose said corporation shall have the right to purchase, or to take and hold, so much of the land and real estate of private persons and corporations as may be necessary for the location, construction and convenient operation of said railroad; and they shall also have the right to take, remove and use for the construction and repair of said railroad and appurtenances, any earth, gravel, stone, timber, or other materials, on or from the land so taken; *provided however*, that the land so taken shall not exceed six rods in width, except where greater width is necessary for the purpose of excavation or embankment; *and provided, also*, that in all cases said corporation shall pay for such lands, estates or materials so taken and used, such price as they and the owner or respective owners thereof may mutually agree upon; and in case said parties shall not otherwise agree, said corporation shall pay such damages as shall be ascertained and determined by the county commissioners for the county of York, in the same manner and under the same conditions and limitations as are by law provided in the case of damages by the laying out of highways;

Corporators.

Corporate name, rights, &c.

Location and construction, route, &c.

Lands may be taken for location, &c.

Proviso.

Damages, how and by whom determined.

CHAP. 580.

Application for estimate of damages, time limited for making.

Trees, removal of, and compensation for same.

Capital stock and shares.

Directors and term of office.

President, clerk and treasurer, their duties.

Subscription books, by whom and when opened.

Notice.

Land taken from certain persons, settlement of damages for.

President and directors, powers of.

and the land so taken by said corporation shall be taken and held as lands appropriated for highways. No application to said county commissioners to estimate said damages shall be sustained unless made within three years from the time of taking such land or other property, and in case such railroad shall pass through any woodland or forest, the said company shall have the right to fell and remove any trees standing therein within four rods of such road, which by their liability to be blown down, or from their natural falling, might obstruct or impair said railroad, by paying a just compensation therefor, to be recovered in the same manner as provided for the recovery of other damages in this act.

SECT. 2. The capital stock of said corporation shall consist of not less than one hundred nor more than one thousand shares, of the par value of one hundred dollars each; and the immediate government and direction of the affairs of said corporation shall be vested in five directors, who shall be chosen by the members of said corporation in the manner hereinafter provided, and shall hold their office until others shall have been duly elected and qualified to take their place, a majority of whom shall form a quorum for the transaction of business; and they shall elect one of their number to be president of the corporation and shall have authority to choose a clerk who shall be sworn to the faithful discharge of his duty, and a treasurer, who shall be sworn, and also give bond to the corporation with sureties to the satisfaction of the directors in a sum not less than one thousand dollars for the faithful discharge of his trust; and for the purpose of receiving subscriptions to the said stock, books shall be opened under the direction of the persons named in the first section of this act, at such times as they may determine, in the city of Saco and elsewhere as they shall appoint, to remain open for five successive days at least, of which time and place of subscription public notice shall be given in some newspaper published in the county of York, ten days before the time mentioned in such notice.

SECT. 3. When said corporation shall take any land or other estate as aforesaid, of any infant, person non compos mentis, or feme covert, whose husband is under guardianship, such infant or person non compos mentis, and such feme covert with the guardian of her husband, shall have full power and authority to agree and settle with said corporation for damages or claims for damages by reason of taking such land and estate as aforesaid, and give good and valid releases and discharges therefor.

SECT. 4. The president and directors for the time being, are hereby authorized and empowered by themselves or their agents, to exercise all the powers herein granted to the corporation for the purposes of locating, constructing and completing said railroad, and for the transportation of persons, goods and property of

all descriptions, and all such powers and authority for the management of the affairs of the corporation as may be necessary and proper to carry into effect the object of this grant, to purchase and hold land, materials, engines, houses, cars and other necessary things in the name of the corporation for the use of said road, and for the transportation of persons, goods and property of all descriptions, to make such equal assessment from time to time, on all the shares in said corporation, as they may deem expedient and necessary in the execution and the progress of the work, and direct the same to be paid to the treasurer of this corporation. And the treasurer shall give notice of all such assessments; and in case any subscriber or stockholder shall neglect to pay any assessment on his share or shares for the space of thirty days after such notice is given or shall be prescribed by the by-laws of said corporation, the directors may order the treasurer to sell such share or shares at public auction, after giving such notice as may be prescribed as aforesaid, to the highest bidder, and the same shall be transferred to the purchaser, and such delinquent subscriber or stockholder, shall be held accountable to the corporation for the balance, if his share or shares shall sell for less than the assessments due thereon, with the interest and costs of sale, and shall be entitled to the overplus, if his share or shares shall sell for more than the assessments due, with interest and cost of sale; *provided however*, that no assessments shall be laid upon any share in said corporation of a greater amount in the whole than one hundred dollars.

Assessments.

Treasurer to give notice of assessments.

Delinquent stockholders, remedies against.

SECT. 5. A toll is hereby granted and established for the sole benefit of the said corporation, upon all passengers and property of all descriptions which may be conveyed or transported by them upon said road, at such rates as may be agreed upon and established from time to time by the directors of said corporation, the transportation of persons and property, construction of wheels, the form of cars and carriages, the weights of loads and all other matters in relation to said road, shall be in conformity with such rules, regulations and provisions, as the directors shall from time to time prescribe and direct.

Toll upon passengers and property.

Transportation, construction and form of rolling stock, &c., how regulated.

SECT. 6. The legislature may authorize any other company or companies to connect any other railroad or railroads with the railroad of said corporation at any point on the route of said railroad, and said corporation shall receive and transport all persons, goods and property of all descriptions, which may be carried and transported to the railroad of said corporation on such other railroads as may be hereafter authorized to be connected therewith, at the same rates of toll and freight as may be prescribed by said corporation, so that the rates of freight and toll of such passengers and goods and other property as may be received from such other railroads so connected with said road as aforesaid, shall not exceed

Connections with other companies authorized.

CHAP. 530. the general rates of freight and toll on said railroad received for freight and passengers at any of the depots of said corporation.

Crossings.

SECT. 7. If said railroad in the course thereof shall cross any private way, the said corporation shall so construct said railroad as not to obstruct the safe and convenient use of such private way, and if said railroad shall in the course thereof, cross any canal, railroad or the highway, the said railroad shall be so constructed as not to obstruct the safe and convenient uses of such canal or highway, and the said corporation shall have power to raise or lower such highway or private way, so that the said railroad if necessary may conveniently pass over or under the same, and erect such gate or gates thereon as may be necessary for the safety of travellers on said railroad, highway or private way, and shall keep all bridges and embankments necessary for the same in good repair.

Bridges.

Fences.

SECT. 8. Said railroad corporation shall erect and maintain substantial, legal and sufficient fences on each side of the land taken by them for their railroad, where the same passes through enclosed or improved lands, or lands that may be hereafter improved.

U. S. mail, transportation of.

SECT. 9. Said corporation shall at all times, when the postmaster general shall require it, be holden to transport the mail of the United States from and to such place or places on said road as may be required, for a fair and reasonable compensation; and in case the corporation and the postmaster general shall be unable to agree upon the compensation aforesaid, the legislature of the state shall determine the same, and the said corporation, after they shall commence receiving of tolls, shall be bound at all times to have said railroad in good repair, and a sufficient number of suitable engines, houses, carriages, and vehicles for transportation of persons and articles, and be obliged to receive at all proper times and places and carry the same, when the appropriate tolls therefor shall be paid or tendered; and a lien is hereby created on all articles transported for said tolls, and said corporation fulfilling on its part all and singular the several obligations and duties by this section imposed and enjoined upon it, shall not be held or bound to allow any engine, locomotive, cars, carriages or other vehicle for the transportation of persons or merchandise to pass over said railroad other than its own, furnished and provided for that purpose as herein enjoined and required; *provided however*, that said corporation shall be under obligation to transport over said road the passenger and other cars of any other incorporated company that may hereafter construct a railroad connecting with that hereby authorized, such other company being subject to all provisions of the fifth and sixth sections of this act, as to rates of toll and all other particulars mentioned in said sections.

Facilities for transportation of persons and articles.

Proviso.

Passengers and cars of any other company connecting, subject to sects. 5 and 6, as to rates of tolls, &c.

SECT. 10. If any person shall wilfully and maliciously or wantonly and contrary to law, obstruct the passage of any carriages on such railroad, or in any way spoil, injure or destroy said railroad or any part thereof, or anything belonging thereto, or any materials or implements to be employed in the construction of or for the use of said road, he, she, or they, or any person or persons assisting, aiding or abetting such trespass, shall forfeit and pay to said corporation, for every such offence, treble such damages as shall be proved before the justice, court or jury before whom the trial shall be had, to be sued for before any justice or any court proper to try the same, by the treasurer of the corporation, or other officer whom they may direct, to the use of said corporation, and such offender or offenders shall be liable to indictment by the grand jury of the county within which trespass shall have been committed, for any offences contrary to the above provisions, and and upon conviction thereof before any court competent to try the same, shall pay a fine not exceeding five hundred dollars, to the use of the state, or may be imprisoned for a term not exceeding five years, at the discretion of the court before whom such conviction may be had.

Malicious trespass and penalties therefor.

SECT. 11. Said corporation shall keep, in a book for that purpose, a regular account of all their disbursements, expenditures and receipts; and the books of said corporation shall at all times be open to the inspection of the governor and council, and of any committee duly authorized by the legislature; and at the expiration of every year the treasurer of said corporation shall make and exhibit under oath, to the legislature, a full account of the profits derived from the income of said railroad.

Accounts to be opened to state authorities.

SECT. 12. All real estate purchased by said corporation for the use of the same, under the fourth section of this act, shall be taxable to said corporation, by the city of Saco, in which said land lies, in the same manner as lands owned by private persons, and shall in the valuation list be estimated the same as other adjacent lands of the same quality in said city and not otherwise, and the shares owned by the respective stockholders, shall be deemed personal estate, and be taxable as such to the owners thereof in the places where they reside and have their homes. And whenever the net income of said corporation shall have amounted to ten per centum per annum upon the cost of the road and its appendages and incidental expenses, the directors shall make a special report of the fact to the legislature, from and after which time, one moiety, or such other portion as the legislature may from time to time determine, of the net income of said railroad, accruing thereafter, over and above ten per centum per annum first to be paid to the stockholders, shall annually be paid over to the treasurer of said corporation, as a tax in the treasury

Taxes, &c., where assessed.

Report of income, &c., when to be made to Legislature.

CHAP. 530. of the state for the use of the state, and the state may have and maintain an action against said corporation therefor to recover the same, but no other tax than herein is provided shall ever be levied or assessed on said corporation or any of their privileges or franchises.

Annual meeting,
time and place of.

Proxy.

The legislature
may inquire into
the doings and
management of
the corporation.

Organization.

Location to be
made on or before
31st day of Dec.,
1876.

Charter limited.

Lease and trans-
fer of company's
property
authorized.

SECT. 13. The annual meeting of the members of said corporation shall be holden on the first Monday in January, or such other day as shall be determined by the by-laws, at such time and place as the directors for the time being shall appoint, at which meeting the directors shall be chosen by ballot, each proprietor by himself or proxy being entitled to as many votes as he holds shares, and the directors are hereby authorized to call special meetings of the stockholders whenever they shall deem it expedient and proper, giving such notice as the corporation by their by-laws shall direct.

SECT. 14. The legislature shall at all times have the right to inquire into the doings of the corporation and into the manner in which the privileges and franchises herein and hereby granted, may have been used and employed by said corporation, and to correct and prevent all abuses of the same, and to pass any laws imposing fines and penalties upon said corporation which may be necessary more effectually to compel a compliance with the provisions, liabilities and duties herein before set forth and enjoined, but not to impose any other or further duties, liabilities or obligations.

SECT. 15. If the said corporation shall not have been organized, and the location, according to actual survey of the route, filed with the county commissioners or city officers in Saco, in which the same shall be located, on or before the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-six, or if the said corporation shall fail to complete said railroad on or before the thirty-first day of December, in the year of our Lord one thousand eight hundred and eighty, in either of the above mentioned cases this act shall be null and void.

SECT. 16. This corporation is hereby authorized by a majority vote of its stockholders at a legal meeting, to lease, sell and transfer to any railroad company that it may connect with, all rights, privileges and franchises, and all property, real and mixed, acquired by virtue of this act, and the railroad company is hereby authorized to take by lease or purchase, the rights, franchises and property of said corporation, established by virtue of this act, and may enter into contract for operating the line of said railroad company, and to subscribe to the stock of the said Old Orchard Railroad Company; and the company mentioned in this act may by a majority vote of the stockholders, enter into such contract of union with the railroad that it connects with, as may be promotive of their mutual advantage; and this corporation is further authorized and empowered by a majority vote of its stockholders at a

legal meeting, to lease, sell and transfer to any railroad corporation in this state, all the rights, privileges and franchises, and all property, real and personal, acquired by virtue of this act. And said company is hereby authorized, by vote of its stockholders, to sell or lease in the same manner as any other railroad corporation in this state.

SECT. 17. This act shall take effect when approved.

Approved February 1, 1871.

CHAP. 531.

Stockholders may sell and transfer all the property acquired by virtue of this act.

Chapter 531.

An act to incorporate the Kennebec and Moosehead Ice Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Charles A. White, Elbridge Drake, Enoch Miller, James D. White, E. D. Haley, Joseph Siphers, Benjamin Johnson, Edward K. Butler, their associates, successors and assigns, are hereby constituted and declared to be a body politic and corporate, by the name of the Kennebec and Moosehead Ice Company, and by that name may sue and be sued, plead and be impleaded, use a common seal, and make by-laws for the management of their affairs not repugnant to the constitution or the laws of the state, and to have and enjoy all the powers and privileges, and be subject to all the duties and liabilities incident to similar corporations in this state.

Corporators.

Corporate name.

Powers and privileges.

SECT. 2. The capital stock of said corporation shall not be less than twenty thousand nor more, than one hundred thousand dollars, to be divided into shares of twenty-five dollars each.

Capital stock and shares.

SECT. 3. Said company is hereby authorized to purchase and hold such real and personal estate as a majority in interest of said stockholders may determine to be convenient and necessary to effect the object and carry out the purposes of their corporation, and to sell and to dispose of the same as they may deem expedient.

May purchase and hold real and personal estate and sell and dispose of the same.

SECT. 4. For the purpose of facilitating the cutting and harvesting of ice from the Kennebec river, and to enable said company to remove, house, pack, load and ship the same, said corporation shall have the right to construct, erect, build and maintain upon their own land, or upon the land of others, by the consent in writing of the owners thereof, and in tide waters of the Kennebec river all necessary wharves, slips, piers and other constructions upon the margin of said river, in the city of Gardiner and town of Pittston, and to extend the same below low water mark, but not to interfere with navigation of said river or to impair the rights or privileges of any other person or corporation.

May build wharves, slips, piers, &c.

CHAP. 532.

First meeting,
how called.

SECT. 5. Any three of the corporators herein named are hereby empowered to call the first meeting of said corporation, by giving such notice as they may think proper, and at such meeting any corporate business may be transacted.

SECT. 6. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 533.

An act to authorize William H. Danforth to erect and maintain a wharf in tide water in Bristol.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

May build and
maintain wharf,
extending 80 feet
into tide water.

SECT. 1. William H. Danforth of Bristol, and his associates, their heirs and assigns, are hereby authorized and empowered to build and maintain on his shore privilege, at a place called New Harbor, in Bristol, a wharf from the shore, running south over tide water, and extending eighty feet into the same.

SECT. 2. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 533.

An act to make valid the transfer of the Bangor, Oldtown and Milford Railroad, to the European and North American Railway Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sale of B., O. and
M. Railroad to
E. and N. A.
Railway Co., au-
thorized, ratified
and confirmed.

SECT. 1. The sale and transfer of the franchise, lands, property and rights of the Bangor, Oldtown and Milford Railroad Company, to the European and North American Railway Company, is hereby authorized, ratified and confirmed, and said last named company is authorized to purchase, hold, and enjoy and possess the same, as fully as said Bangor, Oldtown and Milford Railroad Company could ; and is entitled to all the rights and privileges conferred by, and contained in, the charter of said Bangor, Oldtown and Milford Railroad Company, and acts additional thereto, which are continued in force for the benefit of said European and North American Railway Company ; and said European and North American Railway Company may sell any of said lands and property, and use the same in the construction of its railroad, and any and all transfer of shares of stock of said Bangor, Oldtown and

Milford Company, heretofore made for that purpose, is ratified CHAP. 534. and confirmed.

SECT. 2. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 534.

An act to incorporate the Little River Dyking Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That Seth Scamman, Isaiah P. Milliken, E. C. Staples, Corporators.
Cyrus Means, Oren Parcher, John Jameson, Alvan Googins, Alexander M. Leavitt, Hannah Prescott, M. N. Milliken, Ephraim Harmon, Loren Foss, W. H. Deering, A. G. Prentiss, W. H. Googins, Horace Sawyer, Hiram Foss, Joseph G. Deering, H. H. Googins, A. B. Googins, I. N. Deering, Samuel Patterson, Benj. Milliken, Richard S. Googins, Richard Boothby, James Ladd, Edward Brackett, E. R. Bradbury, John S. Atkinson, and other owners of salt marsh lying near and along Little river, in Saco, county of York, and Scarborough, county of Cumberland, and their associates, successors and assigns, are hereby created a body corporate, by the name of the Little River Dyking Company, for the purpose of digging a ditch from Newbury's creek, a branch of Little river, to Jones creek, a branch of Scarborough river, of sufficient size to conduct the waters of Little river to Scarborough river, and closing the present outlet of Little river, and constructing a dyke from Pine point to Blue point, with a water sluice in the crossing of the ditch to shut out the salt water and dyke the Little river marshes; and for this purpose said corporation shall have the right to purchase or to take and hold so much of the marsh as may be necessary on which to dig the ditch and construct the dyke; and *provided*, that in all cases said corporation shall pay for such marsh such price as they and the owner or respective owners thereof may mutually agree upon; and in case said parties shall not otherwise agree, then said corporation shall pay such damages as shall be ascertained and determined by the county commissioners for the county wherein such marsh may be situated, in the same manner and under the same conditions and limitations as are by law provided in the case of damages by the laying out of highways; and with all the rights and privileges and subject to all the duties and liabilities of such corporations as defined by the laws of this state.

Corporate name.
Purpose.

Proviso.

SECT. 2. To defray the expenses of changing the course of Little river and closing its present outlet, and building, constructing, Expenses, how assessed and collected.

CHAP. 535. maintaining and repairing the dyke and water sluices, and all other necessary expenses that may occur in dyking said marsh, this corporation shall have power to assess a tax upon said marsh, to be paid by the owners thereof according to the value of the lots owned by each, and if any tax so assessed remains unpaid one year from the time any owner shall be notified by the collector of this corporation, or other officer whose duty it shall be, that his said lot has been taxed, and of the amount thereof; such lots shall be sold for the payment of said tax, as now provided by law for the collection of taxes upon real estate.

Officers.

By-laws.

First meeting.

Organisation.

SECT. 3. This corporation may choose such officers, and adopt such by-laws not inconsistent with the laws of this state, as shall be deemed necessary to carry out the provisions of this act.

SECT. 4. Any three persons named in the first section of this act may fix the time of holding the first meeting of this corporation, and give notice thereof to their associates; at this meeting the corporation shall be organized, officers chosen, by-laws adopted, and the time and manner of calling future meetings be fixed.

SECT. 5. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 535.

An act to make valid the doings of the inhabitants of the plantation of Castle Hill, in the county of Aroostook.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Acts and proceedings of Castle Hill, in plantation meetings for 1869, '70, made valid.

SECT. 1. All acts and proceedings by the inhabitants of the plantation of Castle Hill, in the county of Aroostook, in plantation meeting assembled, in accordance with their warrants for their annual meetings for the years eighteen hundred and sixty-nine and eighteen hundred and seventy, shall be as valid and effectual as if all the preliminary forms and requirements of law relating thereto had been fully complied with; and the records of said plantation are hereby made legal and valid evidence of the doings of said inhabitants at their annual meetings for the years aforesaid; but nothing contained in this act shall affect any action now pending.

Actions pending, not affected.

SECT. 2. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 536.

CHAP. 536.

An act to incorporate the Maine Medical Eclectic Infirmary.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Samuel York, M. F. Marble, Richard Mace, S. E. Jacobs, E. Keen, junior, Simon Spates, Daniel P. Atwood, L. W. Hackett, their associates, successors and assigns, are hereby created a body politic and corporate, by the name of the Maine Eclectic Medical Infirmary, with power by that name to sue and be sued, to have a common seal, to purchase and hold real and personal estate to the value of thirty thousand dollars, and to have and exercise such powers and privileges, and be subject to the same duties and obligations as pertain to other like corporations.

Corporators.

Corporate name.

Seal.

May hold real and personal estate.

Powers and privileges.

SECT. 2. Any two of the persons named in the foregoing section may call the first meeting of said corporation by giving a notice in writing to each of the other persons named as corporators, seven days at least before the time for said meeting.

First meeting, how and by whom called.

SECT. 3. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 537.

An act to authorize John E. and Hiram Colewell to construct a fish weir in tide waters, in front of their land in Pigeon Hill bay, in the town of Steuben.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. John E. and Hiram Colewell are hereby authorized to erect and maintain a fish weir in tide waters, in front of their own land in Pigeon Hill bay, in the town of Steuben, *provided* said weir shall not obstruct navigation.

J. E. & H. Colewell authorized to construct a fish weir in tide water.

SECT. 2. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 538.

An act authorizing the county commissioners of the county of Oxford to reassess certain taxes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The county commissioners of the county of Oxford at their next session, after the approval of this act, are hereby

Reassessment of certain taxes authorized.

CHAP. 539.

authorized to reassess upon the unincorporated townships and tracts of land situated in said county, the several amounts assessed thereon by the commissioners of said county in the year eighteen hundred and seventy, as their proportion of the ordinary county expenses of that year; and the taxes hereby authorized to be reassessed shall be collected according to the provisions of law, without reference to the month in which they may be reassessed.

Taxes reassessed
to be certified to
treasurer of state.

SECT. 2. Taxes hereby authorized to be reassessed shall be certified to the treasurer of state, in like manner as is now provided by law, and by him advertised according to law, within three months from the date of said reassessment.

SECT. 3. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 539.

An act to authorize Joshua M. Leighton to construct a fish weir in the tide waters in front of his own land on Clarks island, in the town of Millbridge.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Fish weir, con-
struction of,
authorized.

SECT. 1. Joshua M. Leighton is hereby authorized and empowered to construct a fish weir in tide waters in front of his own land on Clarks island, in the town of Millbridge, *provided* that said weir shall not obstruct navigation.

SECT. 2. This act shall take effect when approved.

Approved February 1, 1871.

Chapter 540.

An act to authorize J. B. Swanton and William Godfrey to construct a fish weir in tide waters at the lower side of Stover's cove, in the town of Millbridge.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Fish weir in
tide water, con-
struction of,
authorized.

SECT. 1. J. B. Swanton and William Godfrey are hereby authorized and empowered to construct and maintain a fish weir in tide waters at the lower side of Stover's cove, in the town of Millbridge; *provided* said weir shall not obstruct navigation.

SECT. 2. This act shall take effect when approved.

Approved February 1, 1871.

Proviso.

Chapter 541.**CHAP. 541.**

An act to incorporate the Penobscot and Lake Megantic Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. George E. R. Burpee, J. H. Rice, John G. Smith, George K. Jewett, J. H. Pope, Llewellyn Powers, Noah Woods, Richard D. Rice, A. T. Galt, Lewis Barker, James W. Emery, Arad Thompson, A. Brooks, James F. Rawson, Hannibal Belcher, their associates, successors and assigns, are hereby made and constituted a body politic and corporate by the name of the Penobscot and Lake Megantic Railroad Company, and by that name may sue and be sued, plead and be impleaded, and shall be entitled to all proper remedies at law and in equity to secure and protect them in the exercise and use of the rights and privileges conferred by this act and in the performance of the duties hereinafter imposed and enjoined, and to prevent all invasion thereof, or interruption in exercising and performing the same, and shall be subject to all duties and liabilities imposed upon similar corporations by the laws of the state.

Corporators.

Corporate name.

Rights and privileges.

SECT. 2. The said corporation is hereby fully empowered to survey, locate, construct, complete, alter, equip, and keep in repair a railroad, with one or more tracks, and all necessary buildings, tunnels, viaducts, turnouts, side tracks, culverts, bridges, drains, and all other needful appendages and appurtenances, from some point on the line of the European and North American Railway between the Passadumkeag and Mattawamkeag rivers, to the Bangor and Piscataquis Railroad, in the town of Orneville or Milo, and there connect with the last named railroad, and thence from some point on the Bangor and Piscataquis Railroad, between its present termination in the town of Foxcroft or Abbot, when finished to Abbot and Moosehead lake, to some point on the west line of the state between township numbered three, in the fifth range of townships and the north branch of Moose river, and there connect with the St. Francis and Lake Megantic International Railroad, or any other railroad which may be constructed from Lenoxville, in the province of Quebec, eastwardly to said state line.

Right to survey, locate, &c.

Route.

SECT. 3. Said corporation is hereby invested with all the powers, privileges and immunities, which may be necessary to carry into effect the object and purposes of this act, and to this end it shall have the right to take or to purchase and hold or assign and convey the same, so much of the land and other real estate of private persons or corporations as may be found necessary or convenient for the location, construction and convenient operation of said railroad ; and shall also have the right to take,

Powers, privileges, &c.

Lands, right of construction, &c.

CHAP. 541.

Proviso.

Damages, &c., to be determined by county commissioners.

Application to commissioners to be made within three years.

Trees, removal of, and compensation for same.

Capital stock and shares.

Government and affairs to be vested in board of directors.

Directors, appointment of, and term of office.

Quorum.

President.

Clerk and treasurer.

remove and use, for the construction and also for the repair of said railroad and its appurtenances, any earth, gravel, stone, timber, or other materials, on or from the land so taken; *provided however*, the land so taken shall not exceed six rods in width, except where greater width is necessary for the purpose of excavation or embankment; *and provided, also*, in all cases said corporation shall pay for such lands, estate or materials, such price as they and the owner or owners thereof may mutually agree upon; and in case said parties shall not agree as to the price to be paid, then the said corporation shall pay, in any given case, such damages as shall be ascertained and determined by the county commissioners of the several counties in which such lands or estates or materials may be situated, in the same manner and under the same conditions as are by law provided in the case of laying out highways. The lands so taken by said corporation shall be held by it in like manner as lands taken and appropriated for highways.

SECT. 4. No application to said county commissioners to estimate damages, as provided in the preceding section, shall be sustained unless made within three years from the time of taking such land and other property; and in the event that said railroad shall pass through any woodland or forest, said corporation shall have the right to remove or fell any tree or trees standing on such woodland or in such forest within four rods of such railroad which may be liable to be blown down upon its track and thereby obstruct or impair the same, by paying therefor a just and reasonable compensation in each case, to be determined and recovered, in the event of disagreement between the parties, in the same manner provided in this act for the determination and recovery of other damages.

SECT. 5. The capital stock of said corporation shall consist of not less than one thousand shares of one hundred dollars each, par value, but the number of such shares may be from time to time increased, at the discretion of the stockholders, to an amount not exceeding fifty thousand shares. The entire government and direction of the affairs of said corporation shall be vested in a board of directors, to consist of not more than seven members, and not less than three, which members shall be stockholders in said corporation and shall be chosen or appointed in the manner hereinafter provided, and shall hold their offices respectively until others shall be appointed to take their places. A majority of said board shall be a quorum for the transaction of business, and they shall elect one of their number to be president of the board, who shall also be president of the corporation; and they shall also choose a clerk and treasurer, which latter officer shall be required

to give bond to the corporation, in such sum as the directors may determine, for the faithful discharge of his trust. CHAP. 541.

SECT. 6. The directors for the time being are hereby duly authorized and empowered, by themselves or their agents, to exercise all the powers herein granted to the corporation, relating to the location, construction, completion and equipping of said railroad, and to the transportation of persons, goods and property on and over the same; and also all such power and authority for the management of the affairs of the corporation as may be necessary and proper to carry into effect the objects of this charter. They may, in the name of the corporation and for its use, purchase, take and hold, and convey all such lands, materials, engines, cars, property and other things, as they may find necessary, convenient, or useful in the construction, completion and equipment of said railroad, or which may aid in obtaining funds and means for the construction, completion and equipment thereof, and may apply all proceeds arising therefrom to the construction, completion and equipment of said railroad. They may make, from time to time, such equal assessments upon all the shares of stock in said corporation as they may deem expedient and necessary as the work progresses; no share, however, being liable in any event to assessment amounting in the whole to more than one hundred dollars. They may establish rules for the government of their own proceedings, and may fill any vacancy which may occur in their own board subsequent to the regular annual meeting.

Powers of directors.

Transportation of persons, goods and property.

Assessments.

Rules.
Vacancies.

SECT. 7. For the purpose of raising means and funds to accomplish the objects and purposes of this act, said corporation is hereby authorized to make and issue its bonds in such form and manner and payable at such time as the directors may, under the circumstances, deem advisable, and it may secure the principal and interest of said bonds by a mortgage of its railroad and all its lands, property, rights, privileges and franchises then possessed, held or owned, or thereafter acquired by said corporation, made to such persons as trustees, and in such form and manner as the directors may appoint and prescribe.

Bonds, issue of, authorized.

Mortgage.

SECT. 8. The treasurer shall give notice in the manner directed by the by-laws, of all assessments upon the stock of said corporation ordered by the directors, and if any stockholder shall neglect, for the space of thirty days after such notice is given, to pay any assessment on his share or shares, the directors may order the treasurer to sell such share or shares at public auction to the highest bidder, after giving such reasonable notice of the time and place of sale as the directors may prescribe, and such share or shares shall be duly transferred to the purchaser, and such delinquent stockholder shall be held accountable to the corporation for the balance, if such share or shares shall sell for a less amount

Notice of assessments to be given by treasurer.

Remedies against delinquent stockholders.

CHAP. 541.

than the assessments due thereon with interest and cost of sale, and in like manner shall be entitled to the surplus in the event that the proceeds of the sale shall exceed the assessments, interest and costs of sale.

Toll on passengers and property.

SECT. 9. A toll is hereby granted and established, for the sole benefit of said corporation, upon all passengers and all property of all descriptions which may be conveyed or transported by it upon its railroad at such rates as may be agreed upon or established, from time to time, by the directors. The transportation of

Transportation of property, the construction and form of rolling stock, &c., how regulated.

persons and property, the forms and construction of cars, the weight of loads and all other matters and things relating to the equipment, running and management of said railroad shall be in conformity with such rules and regulations as the directors may, from time to time prescribe. The legislature may authorize any

Connections.

other railroad company to make connection with the railroad of this company at any point on the line of its route, and no discrimination in the rates of freight or passengers shall be made by this corporation, nor by any party or parties who may operate its line of railroad, or any part thereof, against railroad corporations having the right to connect with the railroad of this company, but all passengers and all freight coming from, or going to such connecting railroads shall be transported promptly, and at the same rates of toll and freights charged by said corporation for transportation, commencing and terminating on its own line of railroad.

By-laws.

SECT. 10. Said corporation shall have power to make, ordain and establish all necessary by-laws and regulations, consistent with the constitution and laws of this state, for its own government, and for the due and orderly conducting of its affairs, and management of its property; and it is also hereby authorized and empowered to make connection with any other railroad corporation, or to lease its line of railroad and property, either before or after its completion, to any other railroad company, upon such terms as may be mutually agreed upon, which lease shall be binding upon the parties for the time named therein.

May lease its line or make connections with other roads.

Annual meeting.

SECT. 11. The annual meeting of said corporation shall be holden at such time as the by-laws shall prescribe, and at such place as the directors for the time being shall appoint, at which meeting the directors shall be chosen by ballot, each stockholder by himself or his proxy being entitled at such meetings of the corporation to as many votes as he holds shares; and the directors are hereby authorized to call special meetings of the stockholders whenever they shall deem it proper and expedient. Notice of all meetings of the stockholders shall be given in such manner as the by-laws shall require or as the directors for the time being shall order.

Proxy, &c.

Notice of meetings.

SECT. 12. All real estate purchased by said corporation, except the line of its railroad and right of way, shall be taxable to said corporation in the towns in which it may be situated, in the same manner as real estate owned by private persons in the same localities, and not otherwise; and the shares owned by the stockholders shall be deemed personal property, and taxable as such, to the respective owners thereof in the places where they reside and have their homes.

CHAP. 541.

Real estate,
where taxable.

Tax on shares.

SECT. 13. This corporation is hereby authorized and empowered to purchase the railroad, property, rights, privileges and franchises of the Bangor and Piscataquis Railroad Company, and the latter company is hereby authorized and empowered to sell the same to this corporation, upon such terms and conditions and at such price as may be agreed upon by said parties, subject to the existing mortgage of said Bangor and Piscataquis Railroad Company; and upon such sale being made and a conveyance thereof accordingly by such mode and kind of conveyance as may be agreed upon by said parties, all its railroad, property, rights, privileges and franchises shall thereby be incorporated in, amalgamated with, and become a part of the railroad property, rights, privileges and franchises of this corporation.

B. and P. Rail-
road, purchase
and sale of,
authorized.

SECT. 14. Any five of the corporators named in the first section of this act are hereby authorized to call a meeting of the corporators for the purpose of accepting this act, and making a preliminary organization of the corporation; and at such meeting they may determine when and in what manner books shall be opened for subscription to stock, and how subsequent meetings of the corporation shall be called and notified, and may transact any other business which may be deemed necessary in carrying forward and completing the organization of the corporation. The attendance of five of the corporators shall constitute a quorum for the transaction of business, but a less number may adjourn from day to day or to a time certain.

Meeting may be
called by any five
of the corporators.Subscription
books.

Quorum.

SECT. 15. If said corporation shall not be organized, and a location of its line according to actual survey shall not be filed with the county commissioners of the several counties through which the railroad shall pass, on or before the first day of January, eighteen hundred and seventy-five, or if said corporation shall fail to complete said railroad on or before the first day of January, eighteen hundred and eighty, then in either of the abovementioned cases this act shall be null and void as to all that part of said railroad not completed and finished on or before the date last above named.

Organisation,
location and
survey.

SECT. 16. This act shall take effect when approved.

Approved February 2, 1871.

CHAP. 542.**Chapter 542.**

An act to incorporate the Knox Masonic Temple Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Leander Weeks, Samuel Bryant, C. G. Moffitt, O. P. Mitchell, Edwin Sprague, A. I. Mather, Eli P. Hall, John Bird, George Gregory, Hanson G. Bird and John T. Berry, second, their successors and assigns, are hereby created a body corporate, by the name of the Knox Masonic Temple Company, with all the powers and privileges belonging to corporations for charitable and benevolent purposes.

Name.

Purposes.

May hold real and personal property.

Capital stock and shares.

First meeting, how called.

SECT. 2. Said corporation may hold real and personal estate to an amount not exceeding at any time one hundred thousand dollars, and the same may be disposed of as they may see fit.

SECT. 3. The capital stock of said company shall be such a sum, not exceeding one hundred thousand dollars, as the corporation may establish, and shall be divided into shares of twenty-five dollars each.

SECT. 4. Any three of the corporators are hereby empowered to call the first meeting of said corporation by giving such previous notice as they may think proper, at which meeting any corporative business may be transacted.

SECT. 5. This act shall take effect when approved.

Approved February 2, 1871.

Chapter 543.

An act to authorize the Eastport Hotel Company to hire money, and secure the payment of the same by a mortgage on the company's property.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to hire money.

SECT. 1. The Eastport Hotel Company are hereby authorized to hire money at such rates of interest as the directors of said Eastport Hotel Company may deem expedient to pay.

May mortgage to secure payment.

SECT. 2. The directors of the Eastport Hotel Company are hereby authorized to mortgage the property of said Eastport Hotel Company to secure the payment of the principal and interest of any note or notes issued by said company.

SECT. 3. This act shall take effect when approved.

Approved February 2, 1871.

Chapter 544.**CHAP. 544.**

An act to authorize the treasurer of the county of Cumberland, to pay the judge and register of probate for said county certain sums of money.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That the treasurer of the county of Cumberland, is hereby authorized to pay the judge of probate for said county, eighty-seven dollars and fifty cents, and to the register of probate for said county, two hundred and eighty-seven dollars and fifty cents, the same being in full for the salaries of said judge and register for the quarter ending April first, one thousand eight hundred and seventy.

Treasurer of
Cumberland co.
authorised to pay
certain salaries.

SECT. 2. This act shall take effect when approved.

Approved February 2, 1871.

Chapter 545.

An act to incorporate and prescribe the duties and powers of the Penobscot County Poultry Society.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Albert Noyes, N. Wilson, Hebron Luce, J. E. Shaw, Elijah Comins, Timothy P. Batchelder and Oliver H. Ingalls, their associates, successors and assigns, be and are hereby created a corporation by the name of the Penobscot County Poultry Society, with power by that name to sue and be sued, use a common seal, make by-laws for the management of their affairs not repugnant to the laws of the state, and to hold and exercise all the powers and privileges incident to similar corporations.

Corporators.

Name, powers
and privileges.

SECT. 2. The first three persons named in this act shall be a committee to call the first meeting of this society, by giving suitable notice in the Bangor Daily Whig and Courier.

First meeting,
how called.

SECT. 3. At the first meeting of this society, and at each annual meeting on the first Tuesday in January thereafter, the said committee shall organize by the choice of president, secretary, treasurer and such other officers as may be deemed necessary, and seven members shall constitute a quorum for the transaction of business.

Organization.

Officers.

SECT. 4. Said society may take and hold property, real and personal, to an amount not exceeding five thousand dollars, the income of which shall be applied exclusively to the object and interests of the society. The treasurer of said society shall give

May hold real and
personal property

CHAP. 546. suitable bonds for the safe keeping of said property, and for the faithful discharge of his duties.

Bonds of treasurer.

SECT. 5. This act shall take effect when approved.

Approved February 2, 1871.

Chapter 546.

An act to incorporate the Richmond Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. William T. Hall, C. H. T. J. Southard, W. S. Stoutenburg, junior, James Carney, Levi Mustard, J. C. Boynton, C. Houdlette, S. W. Jack, Davis Blanchard, second, J. W. Spaulding, F. Houdlette, James M. Hager, John B. Stuart, and P. M. Whitmore, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Richmond Savings Bank, with power by that name to prosecute and defend

Corporate name.

suits at law and in equity, to have and use a common seal, to make all such by-laws, rules and regulations as are necessary to the government and management of their concerns and not repugnant to the laws of the state. Said corporation shall be established in the town of Richmond, and shall be subject to all the duties and liabilities and enjoy all the rights and privileges incident to such corporations.

Seal and by-laws.

Location.

Duties, liabilities, rights and privileges.

Deposits, deeds of conveyance, &c.

Certificates of deposits.

Income shall be divided.

Deeds of conveyance.

First meeting, how called.

SECT. 2. The said corporation is hereby authorized to receive deposits of money, deeds of conveyance, assignments of choses in action, and bills of sale of property, to issue certificates for such cash deposits, and such deposits of money shall be used as they shall judge most for the benefit of the depositors; and such deposits may be withdrawn at such reasonable times and in such manner as a majority of the corporators named in this act shall appoint, and the net income or profit thereof shall be divided by them among the persons making such deposits, their executors, administrators or assigns, in just proportion.

SECT. 3. All deeds of conveyance, covenants and grants made in behalf of said corporation shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation shall be valid and binding on the corporation.

SECT. 4. William T. Hall, named herein, is authorized to call the first meeting of said corporation, by giving seven days notice in writing to each of the other corporators; and his affidavit of having given said notice, sworn to before any justice of the peace in said Richmond, shall be conclusive evidence of the fact, at

which meeting, and at every subsequent annual meeting, said corporation may, by ballot, choose any person or persons as members thereof, may choose such officers as to them may seem necessary, who shall continue in office one year, and until others are chosen in their places. The treasurer and secretary elect before entering upon their official duties shall be sworn to the faithful performance thereof, and the treasurer shall further give satisfactory bond, to be approved by the corporation, for the faithful discharge of his duties, and with such other conditions as the corporation may require; *provided however*, that the offices of secretary and treasurer may be united in one person, if the corporation so decide by ballot.

CHAP. 547.

Members.

Officers.

Treasurer and secretary shall be sworn.

Bond, approval of.

Proviso.

SECT. 5. The annual meeting of said corporation shall be holden at said Richmond, in the month of January, and at that meeting and all other meetings it shall require at least seven of the corporators or their associates to constitute a quorum for the dispatch of business; *provided however*, that the first meeting of this corporation may be held at any time after the act of incorporation is approved.

Annual meeting.

Quorum.

Proviso.

SECT. 6. This act shall take effect when approved.

Approved February 2, 1871.

Chapter 547.

An act to continue the powers of the president, directors and company of the Alfred Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The corporate powers of the president, directors and company of the Alfred Bank, at Alfred, are hereby continued until the twenty-eighth day of October, in the year of our Lord one thousand eight hundred and seventy-two, for the purposes of collecting the debts due said bank, for selling and conveying its property, and for making a distribution of the proceeds thereof among its stockholders.

Corporate powers of Alfred bank continued till Oct. 28, 1872.

SECT. 2. This act shall take effect when approved.

Approved February 2, 1871.

CHAP. 548.**Chapter 548.**

An act to authorize the inhabitants of the town of Bristol to change the location of the northerly end of the bridge leading on to Rutherford's island, over tide waters in said town.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Location of north-
erly end of bridge
leading to Ruth-
erford's island in
Bristol, change of,
authorized.

SECT. 1. The inhabitants of the town of Bristol in the county of Lincoln, are hereby authorized to change the location of the northerly end of the bridge leading on to Rutherford's island in said town, so that said northerly end of said bridge may rest on a point of land owned by Menzies R. Gamage, but not more than twenty rods westerly from where it is now located.

SECT. 2. This act shall take effect when approved.

Approved February 2, 1871.

Chapter 549.

An act to change the name of The Portland Tenement House Company, and to grant further powers to the same.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Change of name.

SECT. 1. The Portland Tenement House company is authorized to take the name of The Portland Real Estate and Building company, and shall be authorized to invest such portions of its capital as the directors may from time to time determine, in the construction and maintenance of buildings for stores.

Investment of
capital, &c.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 550.

An act to incorporate the Bar Harbor and Mt. Desert Telegraph Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Tobias Roberts, Tobias L. Roberts, William M. Roberts, and their associates, are hereby created a corporation by the name of the Bar Harbor and Mt. Desert Telegraph Company, with authority to erect, maintain and operate a telegraph line from Mt. Desert to Bar Harbor, in the county of Hancock, and to connect the same with any other telegraph line as they may agree. Said corporation shall have the right to locate and

Name.

construct its lines along any highway or bridge from any point in the town of Mt. Desert to any point in the district of Bar Harbor, but in such manner as not to incommode or endanger the customary public use thereof; and for that purpose may set posts, cut trees, and remove any other obstruction when standing within the limits of the highway, except ornamental and shade trees, when necessary for the erection, use or safety of its lines. Said corporation is authorized to make such by-laws and regulations as they may deem necessary for the purpose of their corporation, not inconsistent with the laws of the state. Either of the persons belonging to this company may call the first meeting of the corporation by serving each of the others with a notice seven days before the time of meeting.

CHAP. 551.

Location and construction of lines.

Trees and obstructions, removal of.

By-laws and regulations.

First meeting.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 551.

An act to amend an act entitled "an act to extend the charter of the Rockland Fire and Marine Insurance Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The act approved February twenty-eight, one thousand eight hundred and seventy, entitled "an act to extend the charter of the Rockland Fire and Marine Insurance Company," is hereby amended, by striking out from the second line of section one the words "sixty-two," and inserting instead the words 'fifty-two,' and also to amend by striking out from the fourth line of said section one the words "from that date," so that said section will read: 'The act approved February seventh, one thousand eight hundred and fifty-two, chartering the Rockland Fire and Marine Insurance Company is hereby extended for the term of twenty years.'

Charter extended for the term of 20 years.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 552.

An act to incorporate the Phillips Mutual Fire Insurance Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Nathaniel B. Beal, Orison Dill, James E. Thompson, Daniel L. Denison, John Hoyt, Seward Dill, Bradford Beal, Wil-

Corporators.

CHAP. 553.	<p>liam F. Fuller, Byron Farrar, Abner Toothaker and Joseph C. Holman, and all others who may hereafter become members of said company, in manner herein prescribed, are hereby incorporated and made a body politic by the name of the Phillips Mutual Fire Insurance Company, for the purpose of insuring in the town of Phillips only, their respective dwelling houses, stores, shops, barns and other buildings, household furniture, merchandise and other property, the contents of any building in said town, against loss or damage by fire, whether the same happen by accident, lightning, or by any other means, except that of design in the insured; and may purchase and hold such real and personal estate as may be necessary to effect the object of this association, and may sell and convey the same at pleasure.</p>
Corporate name.	
Purpose.	
May purchase and hold real estate.	
By-laws.	<p>SECT. 2. Said company may make, establish and put in execution such by-laws, not contrary to the laws of the state, as may seem necessary or convenient for the regulation and management of its affairs, and do and execute all such acts as may be necessary to carry into effect the purposes intended by this act.</p>
First meeting, how called.	<p>SECT. 3. The first meeting may be called by any three persons named in this act, by posting up in four public and conspicuous places in said town of Phillips, notice of its time, place, and the business to be acted upon, at least ten days before such meeting; at which time and place the members present may elect all needful officers, fix their compensation and manage their affairs in any way not repugnant to the laws of the state.</p>
Officers and their compensation.	
	<p>SECT. 4. This act shall take effect when approved.</p>

Approved February 3, 1871.

Chapter 553.

An act to incorporate the Eastern Marble Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.	<p>SECT. 1. Arno Wiswell, Martin S. Stetson and Benjamin W. Harris, their associates and successors, are hereby made a corporation, by the name of the Eastern Marble Company, for the purpose of mining marble, serpentine and other minerals in this state, and of manufacturing and disposing of the same.</p>
Corporate name.	
Purpose.	
Capital stock and shares.	<p>SECT. 2. The capital stock of said corporation shall not exceed five hundred thousand dollars, and shall be divided into shares of one hundred dollars each, and said corporation may hold such real and personal estate as may be necessary for the purposes set forth in this act.</p>
Real and personal estate.	

SECT. 3. Said corporation is hereby authorized to build such wharves on its own property at Deer Isle, in the county of Hancock, as may be necessary for its business, and to extend the same into tide water, to the depth of eighteen feet, at mean low tide.

CHAP. 554.

May build wharves and extend same into tide water.

SECT. 4. Said corporation shall have the right to construct, build and operate roadways and railroads from any part of its lands to such points on tide water as may be convenient for shipment of its products.

Railways and railroads.

SECT. 5. Said corporation may hold its first annual and other meetings, and have its principal place of business either in the town of Deer Isle or in the city of Ellsworth, in this state, and at any and all such meetings, legally notified, said corporation may make, alter and repeal such by-laws and regulations for the management of the business of said corporation as a majority of the stockholders may direct, not repugnant to the laws of this state or of the United States.

First annual and other meetings.

By-laws.

SECT. 6. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 554.

An act to authorize the selectmen of the town of Wells to locate and build a way across Webhannett river in said town.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The selectmen of the town of Wells are hereby authorized to locate and build a way across Webhannett river, in said town, if they adjudge such way to be of common convenience and necessity, with the usual right of appeal to the county commissioners in case of refusal on their part and of neglect or refusal by the town, using their discretion as to the manner of constructing the way or bridge over said stream.

Way across Webhannett, location of, authorized.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 555.

An act to authorize the inhabitants of the town of Norway to exempt certain property from taxation.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The inhabitants of the town of Norway have authority, at their next annual town meeting, by a majority of two-

By two-thirds vote, town may exempt the prop-

CHAP. 556.

erty of E. F. Beal
from taxation for
ten years.

thirds of those voting, to exempt from taxation for the term of ten years next ensuing, the value of the improvements made upon the property of E. F. Beal, situated at the corner of Main and Cottage streets, at the village in said Norway, by changing said property to a hotel, and also on the furniture of said hotel, when the same shall be completed, for the same term of years.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 556.

An act authorizing M. E. Pierce and Company to extend and maintain their wharf.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Extension of
wharf authorized

SECT. 1. M. E. Pierce and Company of Boothbay, in the county of Lincoln, their heirs, associates and assigns, are hereby authorized and empowered to extend and maintain their wharf three hundred feet into the tide waters, in front of their land in said town.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 557.

An act to authorize A. L. Frohock and others, to extend a wharf into the tide waters of Penobscot bay, in the town of Lincolnville.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Wharf, extension
of, into tide wa-
ters, authorized.

SECT. 1. A. L. Frohock, R. S. Frohock, and P. K. Frohock, of Lincolnville, in the county of Waldo, their heirs, associates and assigns, are hereby authorized and empowered to build, extend and maintain a wharf in front of their land, in Lincolnville, in a southeasterly direction, one hundred feet into the tide waters of Penobscot bay.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 558.**CHAP. 558.**

An act to authorize the Wesleyan Methodist Society of Augusta to borrow money.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The Wesleyan Methodist Society of Augusta, is hereby authorized to borrow money to pay its debt, and to mortgage its meeting-house and lot in Augusta, to secure the payment of the same.

W. M. Society
authorized to
borrow money,
and mortgage its
meeting-house
and lot.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 559.

An act to authorize R. A. and W. A. Friend to extend their wharf into the tide waters of Center harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. R. A. and W. A. Friend are hereby authorized and empowered to extend their wharf, in the town of Brooklin, seventy-five feet beyond its present limits.

Authorized to
extend wharf
seventy-five feet.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 560.

An act to incorporate St. Mark's Home for Poor and Indigent Women, in the city of Augusta.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The rector, wardens and vestry of St. Mark's Church, Augusta, and their successors in office, are hereby constituted a body corporate and politic, by the name of St. Mark's Home for Poor and Indigent Women, with authority to take and hold property, real and personal, for establishing and maintaining in said Augusta, a home for poor and indigent women, of the value of fifty thousand dollars, and to manage and control the same for the purpose aforesaid; and said corporation shall have all the powers and privileges and be subject to all the duties and liabilities of similar corporations in this state.

Corporators.

Name.

Real and personal
property.
Purpose.

SECT. 2. The first meeting of said corporation may be called at such time and place, by any one of the corporators named in

First meeting.

CHAP. 561. this act, by giving notice thereof in any newspaper printed in Augusta, at least seven days previous thereto, at which meeting or any subsequent meeting said corporators may elect by ballot such officers as to them may seem proper for their organization and government, who shall continue one year and until others are chosen in their stead.

Officers.

Tenure of office.

SECT. 3. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 561.

An act extending the time within which the Pushaw Dam Company may complete works, as per charter granted by legislature of eighteen hundred and sixty-eight.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporate powers
extended three
years.

SECT. 1. The corporate powers of the Pushaw Dam Company are hereby extended and continued for the term of three years within which they may complete works, agreeably to charter granted by legislature of eighteen hundred and sixty-eight.

SECT. 2. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 562.

An act to incorporate the Squirrel Island Association.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. William H. Stevens, Jacob B. Ham, Nelson Dingley, junior, Frank L. Dingley, Isaac R. Hall, Seth D. Wakefield, Edwin Wakefield, John F. Putnam, John Wakefield, Israel Mitchell, James B. Perkins, Albert B. Furbish, Henry Carvill, Oren B. Cheney, Benjamin F. Hayes, Richard C. Stanley, Davis F. Lothrop, Charles F. Nevens, Plummer C. Tarbox, Cornelius White, James E. Haley and Charles W. Allen, their associates and assigns, are hereby created a body politic and corporate by the name of the Squirrel Island Association, with all the powers and privileges, and subject to the duties and liabilities imposed on corporations for manufacturing purposes. The capital stock of said association shall not be more than fifty thousand dollars, divided into shares of one hundred dollars each. Said association is authorized to purchase and hold such real and personal estate

Name.

Powers, privileges
and liabilities.

Capital stock.

Shares.

May purchase
real estate and

as may be necessary to provide and maintain a seaside resort, to construct and maintain wharves, houses and other buildings, and to make such rules and regulations for furthering the objects of their association, as may not be inconsistent with the laws of the state.

CHAP. 563.

maintain a sea-
side resort.
Wharves and
houses.
Rules and regula-
tions.

SECT. 2. Any one of the persons named in this act is hereby authorized to call the first meeting of the association, for the purpose of organization, by giving written notice thereof to each of the other persons named as corporators herein, setting forth the time, place and purpose of said meeting, five days before the time designated.

First meeting,
how called.

SECT. 3. This act shall take effect when approved.

Approved February 3, 1871.

Chapter 563.

An act to reduce the valuation of the town of Veazie, and add the amount of such reduction to the valuation of the city of Bangor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That the state valuation of the town of Veazie, be and is hereby reduced in the sum of one hundred and eighty-five thousand dollars, so that the valuation of said town of Veazie shall stand for future state and county assessments at one hundred sixty-eight thousand four hundred and thirty-two dollars; and that there be added to the state valuation of the city of Bangor the like sum of one hundred and eighty-five thousand dollars.

Valuation of
Veazie reduced.

Amount of reduc-
tion added to
valuation of
Bangor.

SECT. 2. This act shall take effect when approved.

Approved February 4, 1871.

Chapter 564.

An act to incorporate the West Branch Dam and Improvement Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Gorham L. Boynton, George W. Pickering, Samuel F. Hersey, Davis R. Stockwell, Thomas N. Egery, Dudley F. Leavitt, E. S. Coe, Levi Bradley, Hastings Strickland, Lysander Strickland, Henry E. Prentiss, Manuel S. Drummond and William H. McCrillis, their associates, successors and assigns, are created a

Corporators.

CHAP. 564.

Corporate name.

corporation by the name of the West Branch Dam and Improvement Company, with all the powers and privileges of similar corporations.

Dams and improvements.

SECT. 2. The said corporation may erect dams, and make all other improvements on the west branch of the Penobscot river and its tributaries, to facilitate the driving of logs down said river, from the head of Chesuncook lake, and may construct steamers upon said lake, and upon the Pemadumcook and North Twin lakes, for the same purpose; and the said corporation may take land and materials necessary to construct their works, and if the parties cannot agree, then the damages shall be ascertained and determined by the county commissioners for the county of Piscataquis, in the same manner and under the same conditions and limitations as are by law provided in the case of damage sustained by the laying out of public highways; and the said corporation may flow contiguous lands, and shall not be liable therefor to an action at common law, but the person injured shall have a remedy by a complaint for flowing, in which the same proceedings shall be had as where a complaint is made under a statute of this state, for flowing lands occasioned by raising a head of water for the working of mills.

Steamers.

May take land and materials to construct works.

Damages.

May flow contiguous lands.

Corporation may contract with P. L. D. Co. to keep Chesuncook and N. T. dams in repair, &c.

SECT. 3. The said corporation may contract with the Penobscot Log Driving company to keep the Chesuncook and North Twin dams in repair, under such conditions and limitations as the parties may agree.

Toll.

SECT. 4. The said corporation may demand and receive a toll of twenty-five cents for each thousand feet, board measure, for all logs driven or floated down said west branch of the Penobscot river from above the Ambijegis lake, and on all other logs which may pass over or through the North Twin dam, so called, a toll of ten cents for each thousand feet, board measure, and a lien is hereby created upon all such logs for the payment of such tolls; but the logs of each particular mark shall be holden only to pay the tolls of such mark, and unless such tolls are paid within ten days from the time the logs or a major part thereof of any mark shall arrive at the Penobscot boom, the said corporation may sell at public auction so much of said logs as may be necessary to pay such tolls, and all costs and charges, first giving notice of the time and place of sale in some newspaper printed in Bangor.

Lien.

Time allowed for payment of tolls.

For non-payment of tolls, &c., logs may be sold by auction.

Notice in such cases.

Scale of logs.

SECT. 5. The quantity of logs shall be determined by the woods scale or boom scale, at the option of the corporation.

Directors of corporation may reduce the toll.

SECT. 6. The directors of the corporation in any year may reduce the toll upon the logs for such year, and may reduce the toll provided in this act on some logs driven from particular points on said river, according to the circumstances and justice of the case.

SECT. 7. When, from tolls, the said corporation shall have been reimbursed for all their expenditures and charges, with twelve per cent. annual interest, the tolls shall cease, and all the works and property of the corporation shall revert to and become the property of the Penobscot Log Driving company.

CHAP. 565.

Tolls shall cease when corporation shall have been reimbursed for expenditures, &c.

SECT. 8. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 565.

An act to incorporate the Madagascal Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Albert C. Page, Thomas W. Porter, John A. Peters, Philip Page, Charles Woodman, Henry E. Prentiss, R. D. Hill, J. W. Porter, and their associates, successors and assigns, are hereby incorporated under the name of the Madagascal Dam Company, with all the powers incident to similar corporations, with authority to build dams, and clear out and otherwise improve the Madagascal stream in the town of Burlington, and all to be done in a good and sufficient manner, to facilitate the passage of logs down the said stream.

Corporators.

Corporate name.

Powers, &c.

Purpose.

SECT. 2. A toll is hereby granted upon all logs which pass over the Long rips, just below Madagascal lake, of fifteen cents per thousand feet, board measure; over Patten rips, ten cents per thousand, and over Twelve Ox Hovel rips, five cents per thousand; all to be sale scale. Said tolls to be payable when said logs or the majority of any lot shall arrive at Greenbush, or the Penobscot boom; and said company shall have a lien on all logs for said toll, which shall continue until the same shall be paid, and in case of non-payment within ten days after arrival at Greenbush or Penobscot boom, the treasurer of said company may at any time afterward, by giving ten days notice in any daily newspaper published in Bangor, sell at public auction, either by himself or any acting auctioneer, so many of the logs of any particular mark, as will pay the tolls on that mark and expenses.

Toll.

Scale.

Payment of tolls.

Lien.

Treasurer may sell logs for non-payment of toll.
Notice of sale.

SECT. 3. When the costs of all said dams and improvements, and all expenses, with twelve per centum annual interest is received by said company, said tolls shall be reduced to a sum sufficient to keep said works up and in repair and take care of them.

Reduction of tolls.

SECT. 4. The land agent shall be a commissioner to audit the bills and expenses of the company, which shall be kept by the

Land agent may audit bills of the company.

CHAP. 566. treasurer of the said company, whose decision shall be conclusive as to when the tolls may be reduced under the provisions aforesaid. Albert C. Page or J. W. Porter may call the first meeting of said company, by notice in hand or by mail.

First meeting.

SECT. 5. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 566.

An act to incorporate the Bucksport Young Men's Mutual Life Insurance Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. Sylvanus T. Hinks, J. John Page, A. C. Hibbard, W. C. Collins, N. S. Salisbury, V. P. Wardwell, R. B. Stover, R. W. Devereaux, Alonzo Colby, E. G. Colby junior, M. F. Arey, E. P. Hill, Avery H. Whitmore, Charles W. Tilden, John Collins junior, John Clark, George H. Emerson, Samuel Dunbar, Josiah Varnum, Leander A. Snowman, J. J. Stuart, F. M. Perkins, Frank Stanley, and all others who may hereafter become members of said company in manner herein prescribed, are hereby incorporated and made a body politic by the name of the Bucksport Young Men's Mutual Life Insurance Company, for the purpose of insuring the lives of the members thereof, and may hold such real and personal estate as may be necessary to effect the object of this association, and may sell and convey the same at pleasure.

Name.

Purpose.

By-laws.

SECT. 2. They may make, establish and put in execution, such by-laws not inconsistent with the laws of the state, as may seem necessary and convenient for the regulation and management of their affairs, and to do and execute all necessary acts to carry into effect the purposes intended by this act.

First meeting,
how called.

SECT. 3. The first meeting of said corporation may be called by any three persons named in this act, by giving to each of the others, in hand or by depositing in the Bucksport postoffice properly directed, a written notice of the time and place of meeting; at which meeting the officers of said company may be chosen, and such other proceedings had for a full and complete organization as a majority of the members present may determine.

Officers.

Organization.

SECT. 4. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 567.**CHAP. 567.**

An act authorizing A. P. Atherton to construct a fish weir at Moose island, in Tremont.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. A. P. Atherton of Tremont, is hereby authorized to construct and maintain a fish weir in the tide water at Moose island bar, in the town of Tremont.

Fish weir, construction of, authorized.

SECT. 2. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 568.

An act authorizing Ezra D. Reed and George Reed to construct a fish weir at Moose island, in Tremont.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Ezra D. Reed and George Reed are hereby authorized to construct and maintain a fish weir in tide water at Moose island bar, in the town of Tremont.

Fish weir in tide water, construction of, authorized

SECT. 2. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 569.

An act additional to the acts establishing the Portland and Rochester Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. In addition to the other officers provided for in their charter, the directors of said company are hereby authorized to elect one of their number to be vice-president of the board, who shall preside, in the absence of the president, at all meetings of the directors and of the stockholders.

Authorized to elect a vice-president; duties.

SECT. 2. The time within which the change of the location of the track of their road between Cumberland mills, in Westbrook, and their depot in Portland may be made, is hereby extended for the term of three years from the first day of February next.

Location of track, change of, may be made in three years

SECT. 3. The deed of mortgage and of trust, bearing date November first, eighteen hundred and seventy, and executed by said company to H. J. Libby, Frederick Fox of Portland, and John A. Waterman of Gorham, as trustees, and the bonds of the company according to their terms, which said mortgage deed is

Deed of mortgage and of trust made valid and obligatory upon company.

CHAP. 570. designed to secure, are hereby made valid and obligatory upon said company.

SECT. 4. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 570.

An act to incorporate the Katahdin Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Thomas N. Egery, Frank Hinckley, Manuel S. Drummond, Gorham L. Boynton, Levi Bradley, John Morrison, Charles H. Dennett, John P. Webber, Charles A. Nealey and William H. McCrillis, their associates and assigns, are hereby incorporated under the name of the Katahdin Dam Company, with all the powers and privileges of similar corporations.

Name.

Purpose.

SECT. 2. The said corporation is authorized to build dams, side dams, remove rocks, make embankments and other improvements on the west branch of Pleasant river, and build dams to raise a head of water on any and all the lakes and ponds on said river or its tributaries, to facilitate the driving of logs and lumber down the same, and for this purpose the said corporation may take land and materials necessary to build such dams, embankments and improvements, and may flow contiguous lands necessary to raise such head of water on such lakes and ponds, and if the parties cannot agree upon the damages the corporation shall pay the proprietors of the land and materials so taken, such damages as shall be ascertained and determined by the county commissioners for the county of Piscataquis, in the same manner and under the same conditions and limitations as are by law provided in the case of damage by laying out public highways; and for the damage occasioned by flowing land the said corporation shall not be liable to an action at common law, but the person injured may have a remedy by a complaint for flowing, in which the same proceedings shall be had as when a complaint is made under a statute of this state for flowing lands occasioned by raising a head of water for the working of mills.

May take land and materials necessary for improvements, and may flow contiguous lands, &c.

Damages.

Toll.

SECT. 3. The said corporation may demand and receive a toll for the passage of logs over their said dams and improvements, of eighty-seven cents for each thousand feet, board measure, woods scale, except for the logs put into said river below the gulf, the toll of which shall be forty cents for each thousand feet, board measure, woods scale, and said corporation shall have a lien upon

Lien.

all logs which may pass over any of their said dams and improvements for the payment of said toll, but the logs of each particular mark shall be holden only for the toll of such mark, and unless such toll is paid within twenty days after such logs or a major part of them shall arrive at the Penobscot boom, or place of manufacture, said corporation may sell at public auction so much of said logs as shall be necessary to pay such toll and costs and charges, notice of the time and place of such sale ten days before such sale being first given in some newspaper printed in Bangor, and when the said corporation shall from tolls be reimbursed with twelve per centum interest for their expenditures, the toll shall cease.

SECT. 4. This act shall take effect when approved.

Approved February 6, 1871.

CHAP. 571.

May sell logs for non-payment of toll.

Notice of sale.

Limitation of tolls.

Chapter 571.

An act to incorporate the Cobbossee Ice company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Francis G. Richards, John T. Richards, William F. Richards, Josiah Maxcy, their associates, successors and assigns, are hereby constituted and declared to be a body politic and corporate by the name of the Cobbossee Ice Company, and by that name may sue and be sued, plea and be impleaded, use a common seal, make by-laws for the management of their affairs not repugnant to the constitution or the laws of this state, and to have and enjoy all the powers and privileges, and be subject to all the duties and liabilities incident to similar corporations in this state.

SECT. 2. The capital stock of said corporation shall not be less than twenty thousand nor more than one hundred thousand dollars, to be divided into shares of one hundred dollars each.

SECT. 3. Said company is hereby authorized to purchase and hold such real and personal estate as a majority in interest of said stockholders may determine to be convenient and necessary to effect the object and carry out the purposes of their corporation, and to sell and dispose of the same as they may deem expedient.

SECT. 4. For the purpose of facilitating the cutting and harvesting of ice from the Kennebec river, and to enable said company to remove, house, pack, load and ship the same, said corporation shall have the right to construct, erect, build and maintain upon their own land or upon the land of others, by the consent in writing of the owners thereof, and in tide waters of the Kennebec river, all necessary wharves, slips, piers and other constructions

Corporators.

Name.

Seal and by-laws.

Powers and privileges.

Capital stock and shares.

May purchase and hold real and personal estate.

Construction and maintenance of wharves, slips, &c., authorized.

CHAP. 572.

Location of company's wharf and piers, legalized.

First meeting, how called.

upon the margin of said river in the city of Gardiner, and the towns of Pittston and Dresden, and to extend the same below low water mark; but not interfere with the navigation of said river, or to impair the rights or privileges of any other person or corporation. And the location of said company's wharf and piers already built into the tide waters of said river is hereby legalized.

SECT. 5. Any three of the corporators herein named are hereby empowered to call the first meeting of said corporation, by giving such notice as they may think proper, at which meeting any corporate business may be transacted.

SECT. 6. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 572.

An act to legalize the doings of the proprietors of the Free Baptist meeting-house of the town of Gray.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Doings of the proprietors of the Free Baptist meeting-house, legalized.

SECT. 1. The doings of John T. Merrill, David B. Cummings and Luther Pennell, as appraisers of the Free Baptist meeting-house of the town of Gray, are hereby made valid and as effectual to all interests and purposes as though said appraisers had been duly sworn according to law, and all subsequent proceedings of the proprietors of said meeting-house, based upon the action of of said appraisers, are hereby ratified and confirmed.

SECT. 2. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 573.

An act authorizing I. F. McClench, Abbie E. McClench and Sally McClench, and their associates to extend a wharf at Sheppard's Point, Hallowell, into the tide waters of the Kennebec river.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Extension of wharf at Sheppard's point, into tide water, authorized.

SECT. 1. I. F. McClench, Abbie E. McClench and Sally McClench and their associates and assigns, are hereby authorized to extend a wharf from their shore on their own land at Sheppard's point, Hallowell, into tide waters of the Kennebec river to a point

within sixty feet of the west line of the channel as now established CHAP. 574.
by the United States engineers.

SECT. 2. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 574.

An act to authorize Charles B. Sanford and Hugh Ross to extend their wharf into Penobscot river.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Charles B. Sanford and Hugh Ross are hereby authorized to extend their wharf into the tide waters in the Penobscot river at Fort point, in the town of Stockton, a distance not exceeding two hundred feet beyond its present limit.

Extension of
wharf into tide
water, authorized.

SECT. 2. This act shall take effect when approved.

Approved February 6, 1871.

Chapter 575.

An act authorizing Eliza Morton or her heirs to construct a fish weir in Johnson bay, Lubec.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Eliza Morton, her heirs and assigns, are hereby authorized to construct and maintain a fish weir in front of her own land lying on Johnson bay in the town of Lubec, extending not farther than one hundred rods from high water mark.

Fish weir, con-
struction of, in
Johnson's bay,
authorized.

SECT. 2. This act shall take effect when approved.

Approved February 7, 1871.

Chapter 576.

An act to make valid the doings of John T. Robinson as a notary public.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. All the doings of John T. Robinson of Richmond, as a notary public, within and for the county of Sagadahoc, subsequent to the twelfth day of March in the year one thousand eight

Doings of John T.
Robinson, as
notary public,
legalized and
made valid.

CHAP. 577. hundred and sixty-nine, are hereby made as valid as though he had held a commission as notary public during that time.

SECT. 2. This act shall take effect when approved.

Approved February 7, 1871.

Chapter 577.

An act authorizing Isaac West to build and maintain a weir in tide waters of Pigeon Hill bay.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Fish weir in Pigeon Hill bay, construction of, authorized.

SECT. 1. Isaac West is hereby authorized and empowered to construct and maintain a fish weir in Pigeon Hill bay, on what is called a middle ground, near a ledge in the town of Steuben ; *provided* said weir shall not obstruct navigation or interfere with any former grant for weirs in said bay.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 578.

An act to incorporate the United Trustees of the Free and Accepted Masons at Bath.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Horatio A. Duncan, William D. Hill, Seth S. Woodward, Zina H. Blair, John O. Shaw, officers and trustees of the Solar Lodge of Free Masons in the city of Bath, Charles H. McLellan, C. M. Plummer, Andrew J. Fuller, Albert G. Eaton and C. W. Larrabee, officers and trustees of the Polar Star Lodge of Free Masons, in said Bath, and their successors, are hereby created a body corporate by name of United Trustees, with power to purchase, rent, lease, sell, convey, manage and control real estate to an amount not exceeding fifty thousand dollars in the interest and for the benefit of the different masonic bodies in said Bath, with power to sue and be sued.

Corporate name.
Power and purposes.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 579.**CHAP. 579.**

An act to extend the limits of the Bangor Boom Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The limits of the Bangor Boom Company are hereby extended from its present limits, up the Penobscot river as far as Howard's ledge on the east side of said river, and as far as the south line of Mount Hope cemetery on the west side of said river; but instead of piers within the extended limits, the boom shall be secured by buoys; and it shall be the duty of the said company after a drive of logs is run into the boom, to cause to be hung a boom to prevent rafts of sawed lumber passing into said boom.

Limits extended.

Boom to be secured by buoys.

Prevention of sawed lumber from passing into boom.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 580.

An act to incorporate the Bucksport Village Corporation,

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The territory included within the limits of school district number one in the town of Bucksport, together with the inhabitants thereon, be and the same hereby are created a body politic and corporate by the name of the Bucksport Village Corporation.

Territory and limits.

SECT. 2. Said corporation is hereby authorized and vested with power, at any legal meeting called for the purpose, to raise money to defray the expense of a night watch, a police force, and all other necessary measures for the better security of life and property and for the promotion of good order and quiet within its limits; for the purchase, lease, repair and preservation of one or more fire engines, engine-houses, hose, buckets, ladders, or other apparatus for the extinguishment of fires, for the construction of reservoirs and aqueducts to supply water, and for organizing and maintaining within its limits an efficient fire department.

May raise money to defray expenses of night watch or police force, &c.

Fire engines, &c., purchase of, authorized.

Reservoirs and aqueducts.
Fire department.

SECT. 3. All money raised by said corporation for the purposes aforesaid, shall be assessed upon the property and polls within the aforesaid territory, by the assessors of said corporation, in the same manner as is provided by law for the assessment of town taxes; and said assessors may copy the last valuation of said property by the assessors of the town of Bucksport, and assess the tax thereon if said corporation shall so direct, and may abate

Money raised, shall be assessed upon property and polls within said territory.

Abatement of tax in certain cases.

CHAP. 580.

Assessors and
clerk, duties of.

any tax by them so assessed, the tax on polls not to exceed at any one assessment the sum of one dollar to each poll.

Treasurer and
collector of
corporation.

SECT. 4. Upon a certificate being filed with the assessors of said corporation by the clerk thereof of the amount of the money raised at any meeting for the purposes aforesaid, it shall be the duty of said assessors as soon as may be to assess said amount upon the polls and personal estates of persons residing on said territory and upon all real estate of resident and non-resident proprietors thereof, within said territory, and the assessors to certify and deliver to the treasurer or collector of said corporation, whose duty it shall be to collect the same in like manner as town taxes are by law collected by towns; and said corporation shall have the same power to direct the mode of collecting said taxes as towns have in the collection of town taxes.

Officers of corpo-
ration and their
powers and
authority.

SECT. 5. The officers of said corporation shall consist of a clerk, assessors, treasurer, collector, fire wardens, board of police officers, and such other officers as may be provided for in the by-laws of said corporation; and the fire wardens to have exclusively all the power and authority within the limits of said corporation that fire wardens have or may have, chosen by towns; the said board of police officers to consist of such number as the corporation may decide, who shall be duly sworn and have power to execute all warrants, and have the same power to prevent public disturbances and preserve public peace within said corporation as is given by the laws of this state to constables, and to restrain all infractions of and carry into effect such by-laws as said corporation shall adopt in pursuance of this act.

Officers shall be
duly sworn, &c.

By-laws.

SECT. 6: The said corporation, at any legal meeting thereof called for the purpose, may adopt such by-laws and provisions not inconsistent with the laws of this state, as they may deem expedient and necessary for the better government and regulation of the municipal affairs within said corporation, in which case such by-laws and provisions so adopted shall extend to said corporation as fully to all intents and purposes as the other provisions of this act, subject only to alterations or additions by a two-thirds vote, at a legal meeting of the corporation called for the purpose.

Meetings of corpo-
ration, how noti-
fied and warned.

SECT. 7. All meetings of said corporation after the first, shall be notified by warrant of the assessors, notices of which shall be posted up in two public places within its limits seven days prior to the meeting, stating the time, place and purposes of the meeting; and a meeting shall at any time be called on the written application of seven legal voters to said assessors, stating the time, place and purposes for which said meeting is requested.

First meeting,
how and by whom
called.

SECT. 8. Alonzo Colby, Nathan White and John Wentworth, or either of them, are hereby authorized to call the first meeting of said corporation, and for that purpose to notify the legal voters

thereof to meet at some suitable time and place within the limits aforesaid, the notice to be posted up in two public places within said limits seven days before the time of said meeting; and either of said persons are authorized to preside at said meeting until after its organization and until its officers shall be chosen and sworn; and afterwards at all meetings of the corporation a moderator shall be chosen in the same manner and with the same powers as in town meetings.

CHAP. 581.

SECT. 9. At the first meeting of said corporation the legal voters shall vote by ballot on the question of accepting this charter, and if two-thirds of the voters present at said meeting shall vote in favor of its acceptance, then this act shall take effect and the corporation shall then proceed to organize and choose its officers.

Charter, acceptance of.

SECT. 10. This act shall take effect when approved by the governor, so far as to empower the said first meeting to be called, and if this charter shall be accepted as provided in section nine of this act, then the same shall take and have complete effect in all its parts.

Act to take effect when accepted.

Approved February 9, 1871.

Chapter 581.

An act additional to "an act to incorporate the International Telegraph Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The International Telegraph Company is hereby authorized to extend its lines beyond the limits of this state to the city of Washington, in the District of Columbia, by one route, or more, as the directors may determine; and for this purpose said company may construct, or may lease or purchase of any other company or companies, and may hold, maintain and operate such lines the same as if within this state, subject to the provisions of its charter. And any such lease or purchase already made is hereby authorized and made valid.

Extension of lines beyond limits of state, authorized.

Company may construct, or may lease or purchase of any other company or companies, lines in the state, and any such lease or purchase, already made, is hereby made valid.

SECT. 2. Said company is hereby authorized to increase its capital stock to such amount as may be deemed necessary for the purposes named in this act.

Capital stock,* increase of, authorized.

SECT. 3. This act shall take effect when approved.

Approved February 9, 1871.

CHAP. 582.**Chapter 582.**

An act to authorize the construction of a wharf in the town of York.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Wharf, construction of, authorized

SECT. 1. Nathaniel G. Marshall, his heirs and assigns, are hereby authorized to erect and maintain a wharf on the east side of York river, at a point on his land, situated between Bass rock and Betty Allen's point, so called ; said wharf to commence at his said land and extend into the tide waters of said river not exceeding ten feet from low water mark.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 583.

An act to legalize the doings of the town of Madawaska, in voting money for school purposes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Doings of Madawaska, in voting money for support of schools, legalized.

SECT. 1. The doings of the town of Madawaska, at a meeting held at the school-house in district number two, in said town, on Saturday, May twenty-one, eighteen hundred and seventy, in voting the sum of three hundred and twenty-five dollars for the support of schools in said town, are hereby made legal and valid, notwithstanding any informality as to the place and manner of holding said meeting, or in the notification thereof.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 584.

An act to incorporate the Kennebunk Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Joseph Titcomb, Joseph Dane, Edward W. Morton, Stephen Perkins, Augustus F. Wormwood, Albert M. Read, Orin Kimball, Samuel Clark, John Cousens, William L. Thompson, Edward E. Bourne, junior, James M. Stone, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Kennebunk Savings Bank, with power by that name to prosecute and defend suits at law and in

Corporate name.

Powers.

CHAP. 584.

equity, to have and to use a common seal, and make all such by-laws, rules and regulations, as are necessary to the government and management of their concerns, and not repugnant to the laws of the state. Said corporation shall have its place of business in the town of Kennebunk, in the county of York, and shall be subject to the duties and liabilities and enjoy all the rights and privileges conferred upon similar institutions by the laws of the state.

By-laws and regulations.

Location.

Duties and liabilities.

Deposits and certificates.

SECT. 2. Said corporation is hereby authorized to receive deposits of money and to issue certificates therefor, and such deposits of money shall be used as shall be judged most for the benefit of said depositors, and such deposits may be withdrawn at such reasonable times and in such manner as said corporation by its by-laws may determine, and the net income or profit thereof shall be divided among the persons making such deposits, their successors, administrators and assigns, in equitable proportion.

Income, division of.

SECT. 3. The first three persons named in this act or either two of them are hereby authorized to call the first meeting of said corporation, by giving seven days written notice to each of the other corporators, at which meeting and at every subsequent annual meeting, said corporation may elect by ballot any person or persons members thereof, may choose such officers as may to them seem proper for their organization and government, who shall continue in office one year and until others are chosen and qualified in their stead; and the persons elected treasurer and secretary, before entering upon their official duties, shall be sworn to the faithful performance thereof, and the treasurer shall give bonds, satisfactory to said corporation, for the faithful discharge of his duties; *provided*, that the office of secretary and treasurer may, if deemed advisable be held by the same person.

First meeting how called.

Officers.

Tenure of office.

Treasurer and secretary.

Oaths.

Bonds.

Proviso.

SECT. 4. All deeds of conveyance, covenants and grants, made in behalf of said corporation, shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation, shall be valid and effectual to convey real and personal property or bind the corporation.

Deeds of conveyance.

SECT. 5. The annual meeting of the corporation shall be holden in the month of May, and at all meetings of the corporation, a majority of the corporators shall be necessary to constitute a quorum for the transaction of business.

Annual meeting.

Quorum.

SECT. 6. The number of corporate members of the Kennebunk Savings Bank shall not be less than ten nor more than twenty; and said corporation, at any legal meeting, may establish by-laws providing that members removing from the state or failing to attend the annual meetings for two successive years, unless excused by the corporation, shall cease to be members thereof.

Number of corporators limited.

Membership, regulation of.

SECT. 7. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 585.

An act to change the name of the York County Five Cents Savings Institution.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Name changed.

SECT. 1. The York County Five Cents Savings Institution shall be allowed to take the name of York County Savings Bank ; and section one of chapter four hundred and nineteen of the private and special laws, approved March nine, one thousand eight hundred and sixty, is hereby amended, so as to read in the sixth and seventh lines thereof, 'York County Savings Bank,' in place of "York County Five Cents Savings Institution."

Suits, &c., pending, not to be affected by this act.

SECT. 2. This act shall not affect suits pending or any acts, contracts or business done or executed in the said name of York County Five Cents Savings Institution.

SECT. 3. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 586.

An act to incorporate the Pembroke Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Herbert Wadsworth, George K. Hatch, W. T. Hobart, Ebed Wilder, H. S. Bridges, W. Welch, George W. Leavitt, Joseph Wilder junior, George W. Day, W. J. Laughlin, Thomas J. Sherman, Moses L. Wilder, William Wadsworth, Emerson E. Stoddard, Bela A. Wilder, Nicholas Fessenden, A. S. Farnsworth, and Henry E. Babcock, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Pembroke Savings Bank, with power by that name to prosecute and defend suits at law and in equity, to have and use a common seal, and make all such by-laws, rules and regulations as are necessary to the government and management of their concerns and not repugnant to the laws of the state. Said corporation shall be established in the town of Pembroke, in the county of Washington, and shall be subject to all the duties and liabilities, and enjoy all rights and privileges, conferred upon similar institutions by the laws of this state.

Corporate name.

By-laws and regulations.

Location.

Duties, liabilities, &c.

Deposits and certificates.

SECT. 2. The said corporation is hereby authorized to receive deposits of money, and to issue certificates therefor, and such deposits of money shall be used as they shall judge most for the benefit of said depositors, and such deposits may be withdrawn at such reasonable times and in such manner as said corporation shall

appoint, and the net income or profits thereof shall be divided among the persons making such deposits, their executors, administrators or assigns in just proportions.

CHAP. 587.

Income and profits, division of.

SECT. 3. And George K. Hatch, named herein, is authorized to call the first meeting of said corporation, by giving seven days notice, in writing, to each of the other corporators, of the time and place of such meeting, at which meeting, and every subsequent annual meeting, said corporation may elect by ballot, any person or persons as members thereof; may choose such officers as to them may seem proper for their organization and government, who shall so continue in office one year and until others are chosen and qualified in their stead; and the persons elected secretary and treasurer, before entering upon their official duties shall be sworn to the faithful performance thereof, and the treasurer shall also give bonds satisfactory to said corporation for the faithful discharge of his duties; *provided however*, that the offices of treasurer and secretary shall be, if deemed advisable, united in one person.

First meeting, how called.

Members, election of.
Officers.

Tenure of office.

Secretary and treasurer.
Oaths.

Bonds.

SECT. 4. All deeds of conveyance, covenants and grants made in behalf of said corporation, shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation shall be valid and effectual to convey real or personal property, or bind the corporation.

Deeds of conveyance.

SECT. 5. The annual meeting shall be holden in the month of May, and at that meeting and all other meetings, it shall require seven persons at least to constitute a quorum for the transaction of business; and meetings may be directed at other times by the president or the corporation; and said corporation may provide in what manner their meetings shall be notified and called.

Annual meeting.

Quorum.

SECT. 6. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 587.

An act to incorporate the Penobscot Pond Stream Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. T. W. Baldwin, A. D. Manson, Frederick H. Dillingham, George F. Dillingham, Caleb Holyoke and Henry E. Prentiss, their associates, successors and assigns, are hereby incorporated under the name of the Penobscot Pond Stream Dam Company, with all the powers and privileges of similar corporations, with authority to improve the navigation of the stream running from Penobscot pond, near the Canada line, in the county of Somerset,

Corporators.

Name.

Powers and privileges.
Purpose.

CHAP. 587.

into the south branch of the west branch of Penobscot river, to facilitate the driving of logs, by clearing said stream and building and maintaining such dams, sluices, wing-dams, rolling-dams, or other works as may be found necessary.

May take land and materials for improvements.

SECT. 2. Said company may take any land and materials necessary, and shall pay the value thereof, to be decided in case the parties do not agree, in the same manner as damages for taking land for highways are by law decided. And if any damages are done by flowing the lands of any person, the same shall be determined and paid in the same manner as is provided by law for the damages by flowage occasioned by dams erected for mills.

Damages.

Flowage and damages to land

Toll granted.

SECT. 3. A toll is hereby granted, to be determined in amount each year by the directors of said company on equitable principles, so as to repay eventually the cost of the works and interest, the repair of the same, and the care thereof, but in no case exceeding one dollar per thousand feet board measure, woods scale, for all logs put into the upper Penobscot pond or into the stream between the two ponds, and seventy cents on all logs put into the lower pond or stream above the falls, a short distance below said lower pond; payable when said logs arrive at the Penobscot boom.

Limitation of toll.

Lien to secure payment of toll.

And a lien is hereby created on said logs, of each particular mark, to secure the toll of all logs of that mark, and in case of non-payment within ten days after the arrival of the majority of said logs at said boom, the treasurer of said company, after ten days notice in one of the daily newspapers of Bangor, may sell at public auction, so many of the logs of any particular mark as may be necessary to pay the tolls due on that mark and all expenses.

Non-payment of toll, proceedings in case of.

Reduction of toll, when to be made.

SECT. 4. When all the cost of the works and expenses of the company, with twelve per centum annual interest thereon, have been received from tolls, the tolls are to be reduced by the directors to a sum barely sufficient to keep the works in repair and take care of them. The company shall keep an accurate account of all their receipts and expenditures in proper books, to be at all times open to the examination of any person interested in land or lumber operations on said stream, and in case one-fourth in interest of the stockholders request it in writing, said accounts shall be audited and allowed by the land agent of the state, who shall also have power to reduce the tolls according to this act, should said directors neglect or refuse to do it.

Account of receipts and expenditures, examination of same.

Accounts shall be audited in certain cases.

Stock, division of.

SECT. 5. Any person owning land on said stream, shall be entitled to take his proportion of the stock of said company according to the land he owns on the stream, provided he applies before the works are commenced.

SECT. 6. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 588.**CHAP. 588.**

An act to incorporate the Grand Lodge of the Independent Order of Good Templars of Maine.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Joshua Nye, Smith Baker junior, B. F. Hamilton, Sumner Basford, Henry A. Shorey, W. L. Hathorn, and their associates and successors, be and are hereby incorporated a body politic by the name of the Grand Lodge of the Independent Order of Good Templars of Maine, with power to sue and be sued, to have a common seal, to make any by-laws for the management of their affairs not repugnant to the laws of this state, and shall have such power and privileges and be subject to such duties as are provided for similar corporations, may elect such officers as may be deemed necessary for the management of the corporation, and may hold, sell and convey property, real and personal, to an amount not exceeding fifty thousand dollars.

Corporators.

Name.

By-laws.

Powers and
privileges.
Officers.May hold real and
personal estate.

SECT. 2. The object and duties of this lodge shall be to promote the temperance reform against the manufacture, sale and use of all intoxicating liquors as a beverage, and the lodge shall have power to regulate and control the distribution of its funds in any way and manner to accomplish the objects aforesaid, as they may think proper.

Purposes.

SECT. 3. The grand council of said lodge, namely, Smith Baker junior, Sumner Basford, O. P. Call, H. A. Shorey, W. L. Hathorn, and their successors in office to be elected annually, according to the usages of said lodge, are hereby constituted a board of trustees to hold said property in trust, subject to the control of the same to be determined by a majority vote of all the members present and voting at any regular meeting.

Annual election
of officers of grand
council.—their authority
and duties.

SECT. 4. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 589.

An act authorizing Zina H. Hodgdon to extend and maintain his wharf in Boothbay.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Zina H. Hodgdon of Boothbay, in the county of Lincoln, his heirs, associates and assigns, are hereby authorized and empowered to build and maintain, in front of his land on Sawyer's

Extension of
wharf authorized.

CHAP. 590. island, in Boothbay, a wharf, extending into the tide water forty feet from the shore.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 590.

An act to change the corporate name of the Second Universalist Society of the city of Portland.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Name changed.

SECT. 1. The Second Universalist Society of the city of Portland, shall be hereafter known and called by the name of the India Street Universalist Society.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 591.

An act authorizing Ephraim K. Smart to extend a wharf into the tide waters of Camden harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Extension of
wharf into tide
waters authorized

SECT. 1. Ephraim K. Smart of Camden, in the county of Knox, his heirs, associates and assigns, are hereby authorized and empowered to build, extend and maintain in front of his land and privilege, known as O'Gier's point in said Camden, a wharf composed of wood or stone, or both, and extending into the tide waters of Camden harbor five hundred and fifty feet.

SECT. 2. This act shall take effect when approved.

Approved February 9, 1871.

Chapter 592.**CHAP. 598.**

An act to amend "an act to incorporate the Camden Village Corporation," approved February fourteen, one thousand eight hundred and sixty-seven.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section two of the "act to incorporate the Camden Village Corporation," approved February fourteen, one thousand eight hundred and sixty-seven, is hereby amended, by adding thereto the following words: 'and for building or assisting in building a village hall, the amount invested for that purpose not to exceed six thousand dollars'; so that said section, as amended, shall read as follows :

Amended.

'Sect. 2. Said corporation is hereby authorized and vested with power, at any legal meeting called for the purpose, to raise money to defray the expenses of a night watch, a police force, and all other necessary measures for the better security of life and property, and for the promotion of good order and quiet within its limits; for the purchase, repair and preservation of one or more fire engines, engine-houses, hose, buckets, ladders or other apparatus for the extinguishment of fires; for the construction of reservoirs and aqueducts to supply water; for organizing and maintaining within the limits of said territory an efficient fire department, and for building or assisting in building a village hall, the amount invested for that purpose not to exceed six thousand dollars.'

Authorized to raise money for night watch, a police, and other purposes.

Fire engines, engine-houses, hose, buckets, &c.

SECT. 2. At the next annual meeting of said corporation, this amendment shall be submitted for the ratification of the legal voters thereof, and if two-thirds of the voters present at said meeting shall vote in favor of its acceptance, it shall take effect as a law.

Amendment to be submitted to next annual meeting for ratification.

SECT. 3. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 593.

An act to incorporate the Piscataquis Reservoir Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Stephen O. Brown, John G. Mayo, Josiah B. Mayo, R. D. Gilman, S. F. Humphrey, B. B. Vaughan, L. O. Farnham, I. H. Jordan, J. M. Curtis, Daniel Brown, Henry Hudson, D. R. Straw, junior, John Morgan, Howard Turner, and Oliver Young, their associates, successors and assigns are hereby created a

Corporators.

CHAP. 594.

Name.

Purpose.

Rights, privileges
and duties.Capital stock and
shares.May take and
hold lands neces-
sary for erecting
dams.

Damages.

Flowage.

Riparian rights,
&c.Stockholders shall
determine the
time when and the
amount of water
to be drawn from
reservoirs.

corporation by the name of the Piscataquis Reservoir Dam Company, for the purpose of constructing and maintaining reservoir dams on the Piscataquis river, its branches, ponds and tributaries, for the use of mills and machinery on said river, with all the rights, privileges and powers, and subject to all the duties, liabilities and obligations of similar corporations by the general laws of the state.

SECT. 2. The capital stock of said company shall be twenty-five thousand dollars, to be divided into shares of one hundred dollars each.

SECT. 3. Said company shall have the right to take and hold any lands necessary for erecting or abutting their dams by paying damages therefor, as in case of lands taken for railroads; but shall not unreasonably, as to time or quantity, retain the water in their dams, or discharge it therefrom to the injury of mill owners above or below on the same water; and they shall be subject to the general laws in relation to flowage, the same as individuals are; and nothing herein contained shall change the riparian rights or obligations of mill owners on the waters of said river or its tributaries in their relations to each other.

SECT. 4. A majority of the stockholders in said company shall determine the time when and the amount of water to be drawn from said reservoirs for the use of mills on said river.

SECT. 5. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 594.

An act to authorize Hatcil Delano to extend a wharf into tide waters at Verona.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Authorized to
extend wharf into
tide water.

SECT. 1. Hatcil Delano of Verona, in the county of Hancock, his heirs and assigns, are hereby authorized and empowered to build and maintain a wharf along the front of his land, on the easterly side of said town of Verona, of the width of sixty feet, and to extend the same of that width into the tide waters of Penobscot river thoroughfare, fifty feet below low water mark.

SECT. 2. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 595.**CHAP. 595.**

An act to enlarge the powers of constables in the town of Eastport.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Any constable of the town of Eastport may serve, execute and return upon any person in that town, any writ or precept in a personal action in which the damage claimed does not exceed five hundred dollars ; but before he serves any process, he shall give bond to the inhabitants of his town in the sum of twenty-five hundred dollars, with two sureties, approved by the selectmen of said town, who shall endorse their approval on said bond in their own hand for the faithful performance of the duties of his office as to all processes by him served or executed.

Constables of
Eastport, powers
of enlarged.

Shall give bond
for \$2,500.
Approval of bond
by selectmen.

SECT. 2. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 596.

An act additional to the charter of the National Insurance Company of Bangor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Said company is hereby authorized to loan its capital stock, well secured on mortgages of real estate, situate in this state, or on the pledge of the bonds of the United States, or of any of the New England states, or of any county, city or town of this state, or of the stocks of other incorporated companies in this state, or may invest the same in bonds of the United States, or of any of the New England states, or of any scrip or stock of any county, city or town in this state, or of any other incorporated stocks in this state.

May loan capital
stock upon cer-
tain securities.

SECT. 2. Said company is authorized to increase its capital stock to any amount not exceeding one million dollars, to be divided into shares of one hundred dollars each ; and one-fourth part of the amount of increase shall be actually paid in before any risk shall be taken on account of it, and the remainder at such times as the directors shall determine, not exceeding twelve months from the time of payment of the first fourth part of said increase.

Capital stock,
increase of,
authorized.

Shares.

SECT. 3. Said company is authorized to insure against loss or damage by inland navigation and railroad transportation.

May insure
against loss or
damage by inland
navigation, &c.

SECT. 4. No person, who at the time is a director in any other insurance company shall for that reason be ineligible as a director in said National Insurance Company.

CHAP. 597.

Lien upon stock
of stockholders
indebted to com-
pany.

SECT. 5. Said company shall hold a lien upon the stock of any stockholders indebted to the company, and no transfer of such stock shall be permitted, reducing the amount of his stock below the amount of such indebtedness, without the consent of the directors by a vote, which vote shall be recorded upon the records of the company; and all liability to the company, either as promisor or indorser upon any note, draft or other negotiable paper, whether the same be matured or not, shall be deemed indebtedness to the company.

Indebtedness
defined.

Act to take effect
when adopted by
company.

SECT. 6. This act shall go into effect when approved by the governor and adopted by the directors, any other acts, or parts of acts, to the contrary notwithstanding.

Approved February 10, 1871.

Chapter 597.

An act authorizing D. N. Bray to build and maintain a weir in the tide waters of Herrick's bay in Brooklin.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Authorized to
build fish weir in
tide waters.

SECT. 1. D. N. Bray, is hereby authorized to build and maintain a fish weir, in the tide waters of Herrick's bay, in front of his land, in the town of Brooklin.

SECT. 2. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 598.

An act to amend "an act to authorize Charles E. Dole to build a wharf in Brewer," approved February seventeen, one thousand eight hundred and sixty-nine.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Proviso.

SECT. 1. The following proviso shall be added to said act, to wit: 'Provided that said Dole shall not build his wharf within fifty feet of said railway wharf.'

SECT. 2. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 599.

CHAP. 599.

An act additional to the charter of the Eastern Insurance Company of Bangor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Said company shall hold a lien upon the stock of any stockholders indebted to the company, and no transfer of such stock shall be permitted, reducing the amount of his stock below the amount of such indebtedness, without the consent of the directors by a vote, which vote shall be recorded upon the records of the company; and all liability to the company, either as promisor or indorser upon any note, draft or other negotiable paper, whether the same be matured or not, shall be deemed indebtedness to the company.

Lien upon stock of stockholders indebted to company.

Indebtedness defined.

SECT. 2. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 600.

An act authorizing Henry A. DeWitt and J. Manchester Haynes to extend and maintain their wharf in Richmond.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Henry A. DeWitt and J. Manchester Haynes of Augusta, and their assigns, are authorized to extend their wharf at their ice houses, on the Blanchard farm, on the west side of the Kennebec river, in Richmond, not exceeding two hundred feet in length on the shore, and into said river not exceeding one hundred and twenty-five feet from ordinary high water mark, and to maintain the same forever.

Authorized to extend wharf.

SECT. 2. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 601.

An act to authorize the Leeds and Farmington Railroad Company to issue its bonds to stockholders.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The Leeds and Farmington Railroad Company is hereby authorized to issue its bonds to the stockholders of said company to an amount equal to their stock therein, upon such conditions

Authorized to issue bonds to stockholders.

CHAP. 602.

as the directors of said company shall prescribe, to be secured as hereinafter provided.

Bonds, how and when payable.

SECT. 2. The said bonds shall be payable to bearer, in twenty-five years from the date thereof, with interest coupons attached, payable semi-annually, at the rate of six per cent., and shall be secured by an assignment of the lease of said company of their railroad to the Androscoggin Railroad Company, and of all their interest therein, and a mortgage of the railroad and other corporate property of said company, to three trustees, who shall have power to fill vacancies in their board, for the use of the holders of said bonds; said assignment and mortgage to be executed by the president and treasurer in behalf of said company.

Certificate of stock, surrender of.

SECT. 3. Each stockholder, upon the receipt of such bonds to the amount of his stock as aforesaid, shall surrender his certificate of said stock to the treasurer of said company, to be deposited in the office of said company; and no certificate of said stock shall thereafter be issued to any person until the mortgage aforesaid shall be discharged, unless by vote of three-fourths of the stockholders; but all subsequent transfers of such stock may be entered upon the records of the corporation as heretofore.

Transfers.

SECT. 4. This act shall take effect when approved.

Approved February 10, 1871.

Chapter 603.

An act to authorize the town of Cape Elizabeth to lay out, construct and maintain a highway into the tide waters of Portland harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Authorized to lay out a highway in tide waters.

SECT. 1. The town of Cape Elizabeth is hereby authorized to lay out a highway into the tide waters to the commissioners' line of Portland harbor at Ferry village, so called, in said town; and to purchase, construct and maintain a good and substantial ferry landing therein, suitable for the passage and accommodation of teams and foot passengers. Said highway and landing to be for the use of a ferry between said town of Cape Elizabeth and the city of Portland.

Ferry.

May raise money. Purpose.

SECT. 2. Said town may raise by tax or loan and appropriate for such purpose, any sum of money not exceeding ten thousand dollars, at any legal meeting.

Highway and landing shall be the property of town.

SECT. 3. Said highway and landing shall be the property of, and governed and controlled or leased by said town, to the proprietors of any legally established ferry, and when not required

for the use of said ferry, may use or lease it for any other purpose. **CHAP. 603.**

SECT. 4. This act shall take effect when approved.

Town may lease same.

Approved February 10, 1871.

Chapter 603.

An act in relation to the Literary Fraternity and the Philomathean Society.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The Literary Fraternity instituted by an act approved April eleven, one thousand eight hundred and fifty-seven, and the Philomathean Society, a literary organization incorporated by an act approved February twenty-four, one thousand eight hundred and sixty, are hereby connected with the Latin or Preparatory School maintained by the president and trustees of Bates College.

The Literary Fraternity and Philomathean Society, connections of.

SECT. 2. The power vested in section four of "an act to incorporate the Literary Fraternity," approved April eleven, one thousand eight hundred and fifty-seven, and in section four of "an act to incorporate the Philomathean Society," approved February twenty-four, one thousand eight hundred and sixty, is hereby vested in the president and trustees of Bates College.

President and trustees of Bates College, certain powers vested in.

SECT. 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SECT. 4. This act shall be in force when approved by the governor, and accepted by the said literary organizations.

Acceptance of act.

Approved February 15, 1871.

Chapter 604.

An act surrendering the charter of the Maine State Seminary.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The trustees of the Maine State Seminary are hereby authorized and required to convey all their property, real and personal, the same having been conveyed to them by the authority and requisition of the legislature in section eight of the act approved February fourteen, one thousand eight hundred and sixty-eight, entitled "an act to amend the charter of Bates College," to the president and trustees of Bates College.

Trustees of Maine State Seminary authorized to convey their property to the president and trustees of Bates College.

SECT. 2. From and after the execution of the conveyance from the trustees of the said seminary to the president and trustees of

Repealed.

CHAP. 605. the said college, the act approved February fourteen, one thousand eight hundred and sixty-eight, entitled "an act to separate the Seminary Department from Bates College and incorporate the Trustees of the Maine State Seminary," is hereby repealed.

Latin or Preparatory School, maintenance of, authorized.

SECT. 3. The president and trustees of Bates College are hereby authorized to maintain a Latin or Preparatory School under such name as they shall designate.

Acceptance of act.

SECT. 4. This act shall be in force when approved by the governor, and accepted by the trustees of the Maine State Seminary at any meeting legally held.

Approved February 15, 1871.

Chapter 605.

An act to incorporate the Buxton and Bonny Eagle Branch Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. Albion K. P. Lord, James Morton, Horatio Briant, James Meserve, John M. Hutchinson, Charles E. Weld, William H. Smith, Martin Foss, Abraham L. Came, Mark R. Came, Abijah Usher, John Lane, Charles Hobson, Charles H. Allen, Daniel Huntoon, Oliver Dow, Niron Gray, Thomas Tarbox, Abel G. Smith, Gehial E. Smith, Alvin Hobson, Isaac S. Sawyer, Theodore Elwell, John Lynch and Frederick Robie, their associates, successors and assigns, are hereby made and constituted a body politic and corporate under the name of the Buxton and Bonny Eagle Branch Railroad Company, and by that name may sue and be sued, plead and be impleaded, and shall enjoy all proper remedies at law or in equity to secure and protect them in the use and exercise of the rights and privileges, and in the performance of the duties hereinafter granted, and to prevent all invasion thereof, or interference in exercising and performing the same; and said corporation is hereby authorized and empowered to locate, construct and complete, alter and keep in repair a railroad with one or more sets of rails or tracks, with all suitable and necessary bridges, tunnels, viaducts, turnouts, culverts, drains, and all other necessary appendages, from some point on the Portland and Rochester Railroad, in Buxton, passing through or near to the village of West Buxton, to some point near Bonny Eagle Falls, in said Buxton or in Standish; and said corporation shall be and is hereby invested with all powers, privileges and immunities which are or may be necessary to carry into effect the purposes and object of this act as hereinbefore or hereinafter set forth. And for this purpose, said corpo-

Corporate name.

Rights and privileges.

Route.

Powers and privileges.

ration shall have the right to take and hold, or to purchase so much of the land and other real estate of private persons and corporations as may be necessary for the location, construction and convenient operation of said railroad, and shall also have the right to take, remove or use, for the construction and repair of said railroad and appurtenances, any earth, gravel, stone, timber or other material, on or from the land so taken; *provided however*, that the land so taken shall not exceed six rods in width, except where a greater width is necessary for the purpose of excavating, or of embankment; *and provided also*, that in all cases said corporation shall pay for such lands, estate or materials, such price as they and the respective owner or owners thereof may mutually agree upon. And in case such parties shall not agree otherwise, said corporation shall pay such damages as shall be ascertained and determined by the county commissioners of the county in which such real estate shall be, in the same manner and under the same conditions as are by law provided in laying out highways; and no application to said commissioners to estimate said damages shall be sustained unless made within three years from the time of taking such land or other property. And in case said railroad shall pass through any woodland or forest, the said company shall have the right to remove or fell any of the trees standing thereon within four rods from said road, which by their liability to fall or to be blown down, might obstruct or impair said railroad, by paying a just compensation therefor, to be recovered in the same manner as is provided for the recovery of other damages, before named in this act. And furthermore, said corporation shall have all the powers, privileges and immunities and shall be subject to all the duties and liabilities provided by law in this state respecting railroads, not inconsistent with the express provisions of this act, and to all provisions of laws of this state relating to the safety and convenience of travellers on railroads.

SECT. 2. The capital stock of said corporation shall consist of not less than five hundred nor more than two thousand shares; and the immediate government and direction of the affairs of said corporation shall be vested in five or seven directors, who shall be chosen by the members of said corporation in the manner hereinafter provided, and shall hold their offices until others shall have been duly elected and qualified to take their places, a majority of whom shall constitute a quorum for the transaction of business; and they shall elect one of their number to be president of their board, who shall also by virtue of such election be president of the corporation; and shall have authority to choose a clerk, and a treasurer who shall give bonds to the corporation, with sureties to the satisfaction of the directors in a sum of not less than five thousand dollars, for the faithful discharge of his duties.

CHAP. 605.

May take and hold, or purchase land and other real estate.

Earth, gravel, stone, timber or other materials, may be taken for construction of road.
Proviso.

Damages.

In case of disagreement of parties, county commissioners shall determine the amount to be paid by company.

Application to said commissioners to be made within three years.

Trees standing within four rods of road may be removed.

Capital stock and shares.

Directors, number and choice of.

Tenure of office.

Quorum.

President.

Clerk and treasurer.
Bonds.

CHAP. 605.

First meeting,
how called.

SECT. 3. Any three of the persons named in the first section of this act, are hereby authorized to call the first meeting of the corporation for organization and for choice of directors, by giving notice of the time and place and purposes of said meeting, ten days at least before the time mentioned in such notice, which notice shall be given by publication in some public newspaper published in the county of York. And said corporation shall have power to make, ordain and establish all necessary by-laws and regulations consistent with the constitution and laws of this state, for their own government and for the due and orderly conducting of their affairs and management of their property.

By-laws.

Location, construction and completion of road, power and authority of president and directors, relating to.

SECT. 4. The president and directors for the time being, are hereby authorized and empowered by themselves or their agents, to exercise all the powers herein granted to the corporation, for the purpose of locating, constructing and completing said railroad, and for transportation of persons, goods and property of all kinds and descriptions, and all such power and authority for the management of the affairs of the corporation as may be necessary and proper to carry into effect the objects of this grant; to purchase and hold lands, materials, engines and cars, and other necessary things in the name of the corporation, for the use of said road, and for the transportation of persons, goods and property of all descriptions; to provide for and receive subscriptions for shares of stock in said company, and to make such equal assessment from time to time on all shares in said corporation as they may deem expedient in the execution and progress of the work, and direct the same to be paid to the treasurer of this corporation. And the treasurer shall give notice of all such assessments; and in case any subscriber or stockholder shall neglect to pay any assessment on his share or shares, for the space of thirty days after such notice is given as shall be prescribed by the by-laws of the corporation, the directors may order the treasurer to sell such share or shares at public auction, after giving such notice as may be prescribed as aforesaid, to the highest bidder, and the same shall be transferred to the purchaser, and such delinquent stockholder or subscriber shall be held to the corporation for the balance, if his share or shares shall sell for less than the assessments due thereon, with the interest and costs of sale; *provided however*, that no assessment shall be laid upon any share in said corporation of a greater amount than the original subscription price or par value of the same.

Assessments, notice of, to be given by treasurer.

Shares may be sold if assessment is not paid in 30 days.

Proviso.

Toll granted upon passengers and property.

SECT. 5. A toll is hereby granted and established for the sole benefit of the corporation, upon all passengers and property of all descriptions, which may be conveyed or transported by them upon said road, at such rates as may be agreed upon or established from time to time by the directors of said corporation, subject to

such general laws in relation to railroads as may be from time to time established by the legislature. The transportation of persons and property, the form of cars and carriages, the construction of wheels, the weight of loads, and all other matters and things in relation to said road, shall be in conformity with such rules, regulations and provisions as the directors shall from time to time prescribe and direct.

CHAP. 605.

Transportation of persons and property, form of cars and carriages, construction of wheels, &c.

SECT. 6. Said company shall not engage in or commence the construction of said road until fifty per centum at least of the estimated cost of said road shall have been subscribed for by responsible persons or corporations; but the members of the corporation at the first meeting thereof, or at any subsequent meeting duly called for the purpose, may decide upon the time, places and manner of obtaining subscriptions for stock, and make any provisions they may deem necessary for all proper surveys for said road and for the location thereof.

When construction of road may be commenced.

Subscriptions for stock, survey and location of road.

SECT. 7. The corporation is invested with the power, and is hereby authorized to lease said road for any term of years, either before or after its completion, on such terms as may be agreed upon, and such as the members at a meeting regularly called for that purpose may determine; and it is also invested with the power to make connections with any other railroad or railroads, on such terms as may be deemed expedient and proper.

Lease of road authorized.

SECT. 8. The annual meeting of the members of said corporation shall be holden on the first Monday of September, or on such other day as shall be determined by the by-laws, at such time and place as the directors for the time being shall appoint, at which meeting the directors shall be chosen by ballot, each proprietor by himself or proxy being entitled to as many votes as he holds shares; and the directors are hereby authorized to call special meetings of the stockholders, whenever they shall deem it expedient, giving such previous notice as the corporation in their by-laws shall direct.

Annual meeting.

Proxy.

SECT. 9. Other railroad companies, now or hereafter to be incorporated within this state, shall have the right to connect their railroad with the road of this company at any point upon its line, and no discrimination in the rates of freight or passengers shall be made between railroads which have or shall have the right to connect as aforesaid; but all passengers and freight coming from or going to any other road, shall be transported promptly over its road on equally favorable terms, and on as favorable terms as the like service is or shall be performed for transportation commencing and terminating on its own line.

Connections.

SECT. 10. If the said corporation shall not have been organized, and the location, according to actual survey of the route, filed with the county commissioners of the county or counties within

Location and survey, when to be made.

CHAP. 605.

which the location shall be made, on or before the first day of October, in the year of our Lord one thousand eight hundred and seventy-two, or if the said corporation shall fail to complete said railroad on or before the first day of October, in the year of our Lord one thousand eight hundred and seventy-four, in either of the above mentioned cases this act shall be null and void.

Legislature may
inquire into the
doings of the
corporation.

SECT. 11. The legislature shall at all times have the right to inquire into the doings of the corporation, and into the manner in which the privileges and franchises herein and hereby granted may have been used and employed by said corporation, and to correct and prevent all abuses of the same, and to pass any laws imposing fines and penalties upon said corporation which may be necessary more effectually to compel a compliance with the provisions, liabilities and duties hereinbefore set forth and enjoined.

First meeting of
corporation, how
called.

SECT. 12. The first meeting of this corporation shall be held in virtue of a call signed by any three members of the corporation, who shall designate the place and time, provided notice thereof is given by publishing the same one week before said meeting in the Portland Daily Press and Daily Eastern Argus, published in the city of Portland, and the Biddeford Union and Journal, published in the city of Biddeford.

Location, adop-
tion of, by any
other railroad
company,
authorized.

SECT. 13. Any railroad company now or hereafter to be incorporated within this state, that within four years after the approval of this act shall first have located, established and completed, under an act of incorporation for that purpose, a railroad from either of the cities of Biddeford or Saco, to the terminus of the road authorized by this act at the line of the Portland and Rochester railroad, may adopt the location made under the provisions of this act, as a part of or continuation of its own location, provided that such company, before adopting such location as aforesaid, shall assume and pay all outstanding liabilities and debts incurred by said Buxton and Bonny Eagle Branch Railroad Corporation for materials for constructing and for land damages for said road, and also pay to each shareholder of stock in said branch railroad, the amount actually paid for the shares held by him, in money, or in shares of stock in such company, at the option of said shareholder; and upon the performance by such company of all the conditions aforesaid, said Buxton and Bonny Eagle Branch Railroad Corporation is hereby authorized to transfer and convey their said road to said company, with all the rights, materials, property and appurtenances belonging thereto, and this act shall thereafter be of no force; and all subscriptions made, and certificates of stock issued by said Branch Railroad Company, shall be made and issued subject to the provisions aforesaid.

Conditions.

Subscriptions and
certificates, con-
ditions relating to.

SECT. 14. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 606.**CHAP. 606.**

An act authorizing C. Wasgatt of Swan Island, to extend his fish weir into the tide waters of Old Harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. C. Wasgatt of Swan Island, is hereby authorized to extend his fish weir into the tide waters between Old Harbor island and the ledge in the eastern passage to Old Harbor, in Swan Island, *provided* the same shall not be detrimental to the navigation of said harbor.

Authorized to
build fish weir
in tide water.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 607.

An act to incorporate the Piscataqua Marine Railway Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. John Neal, Oliver Wilson, Joseph Cox, John F. Mathews, Henry W. Trefethen, James O. Trefethen and Joshua H. Sanborn, their associates, successors or assigns, are hereby created a body politic and corporate by the name of the Piscataqua Marine Railway Company.

Corporators.

Corporate name.

SECT. 2. The capital stock of the said corporation shall not exceed ten thousand dollars and shall be divided into shares of twenty-five dollars each, and each stockholder shall be entitled to one vote for every share held by him; and said corporation is authorized to purchase, lease, hold and sell real and personal estate not exceeding ten thousand dollars in value, and shall have all the powers and privileges and be subject to all the duties and liabilities of similar corporations as defined by the laws of this state.

Capital stock and
shares.

May hold real
and personal
estate.

Powers, privi-
leges, duties and
liabilities.

SECT. 3. The said corporation may construct, maintain and use a marine railway on land in Kittery, at the navy yard village, near the shipyard of John Neal, and may make, erect and maintain thereon such wharves, piers, warehouses, machinery and improvements as may be necessary for the purposes of the corporation, but the said railway and wharves shall not extend into the tide waters of the Piscataqua river more than thirty feet from low water mark.

May construct
marine railway.

Wharves, piers,
warehouses, &c.

SECT. 4. Any two of the persons named in this act may call the first meeting of the said corporation, by giving personal

First meeting,
how called.

CHAP. 608. notice in writing to the other corporators, five days prior to the meeting, stating the time, place and object thereof.

SECT. 5. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 608.

An act to amend the charter of the city of Auburn.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section sixteenth of an act entitled "an act to incorporate the city of Auburn," approved February twelfth, eighteen hundred and sixty-eight, is hereby amended, so as to read as follows :

Power of city council to lay out streets, defined.

'Sect. 16. The city council shall have the same power and authority to lay out, widen, alter, establish and discontinue town ways and streets in said city, and be subject to the same rules and restrictions relating thereto, that the selectmen and the inhabitants now have and are subject to by the existing laws of this state; and shall also have power and authority to establish the grade of any way, county road, or street in said city; and any persons aggrieved by the decision of the city council in laying out, widening or altering any way or street, or in establishing the grade of any way, county road or street, may, so far as relates to damages, have them assessed by a committee or jury, as is now by law provided, respecting the laying out and altering of highways.'

Persons aggrieved by decision of city council in laying out or altering streets, may have damages assessed by committee or jury.

SECT. 2. Section first of an act entitled "an act additional to 'an act to incorporate the city of Auburn,'" approved March five, eighteen hundred and sixty nine, is hereby amended so as to read as follows :

Police court established in and for the city of Auburn. Judge, jurisdiction of.

'Sect. 1. A police court shall be and is hereby established in and for the city of Auburn, to be called the police court of Auburn, to consist of one judge, who shall be appointed and commissioned in the manner provided by the constitution, who shall have concurrent jurisdiction with trial justices in all matters, civil and criminal, not over twenty dollars, within the county of Androscoggin, and shall have original and exclusive jurisdiction in all civil actions not over twenty dollars, in which both parties interested, or in which the party plaintiff and the person or persons summoned as trustees shall be inhabitants of or residents in said city of Auburn, excepting all actions in which said judge may be interested; and said court shall have concurrent jurisdiction with trial justices in all cases of forcible entry and detainer,

arising in said county, and exclusive jurisdiction in all such cases arising in said city; and shall have original and exclusive jurisdiction in all cases of violation of the by-laws and ordinances of said city; and also exclusive jurisdiction for the trial of all criminal offences committed in said city cognizable by a trial justice; and shall have authority to act and do anything as a magistrate which a trial justice is authorized by law as a magistrate to do; and any person aggrieved by any judgment awarded by said court, may appeal therefrom in like manner as if the same had been awarded by a trial justice, justice of the peace, or justice of the peace and quorum.'

Appeals.

SECT. 3. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 609.

An act to make valid the doings of the town of Prentiss.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The acts of the assessors of the town of Prentiss, in the county of Penobscot, for the years eighteen hundred and sixty-four and eighteen hundred and sixty-six, in assessing and committing all sums of money raised by and apportioned to said town for said years, are hereby declared and made valid and sufficient in law, notwithstanding any errors or omissions of said assessors in committing said taxes for collection, and notwithstanding the town officers of said town were not sworn by the proper officer, and notwithstanding any informalities in raising the taxes of said town for said years.

Acts of assessors of Prentiss for 1864 and 1866, in assessing all sums of money raised, made valid.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 610.

An act to incorporate the Carroll Trotting Park Association.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. B. W. Blanchard, John B. Trask, N. E. Muzzy, A. H. Lindsey, Zadoc Bishop, C. M. Homes, Bemis Lamb, James Butterfield, B. H. Burr, Asa Jones, Elias B. Cole, W. L. Scribner, O. N. Bradbury, their associates, successors and assigns, are

Corporators.

CHAP. 611.	hereby created a body politic and corporate by the name of the
Name.	Carroll Trotting Park Association, with all the rights and privileges and subject to all the duties provided by the general laws of this state relating to corporations, with power by that name to sue and be sued, to have and use a common seal and change the same at pleasure, and to make all such by-laws, rules and regulations as are necessary to the government and management of their concerns and not repugnant to the laws of this state. Said association shall be established in the town of Carroll, in the county of Penobscot, and shall be subject to all the duties and liabilities, and enjoy all the rights and privileges conferred upon similar corporations by the laws of this state.
Rights and privileges.	
By-laws, rules and regulations.	
Location.	
Duties and liabilities.	
May hold real and personal property to the amount of \$5,000.	SECT. 2. Said association is hereby authorized to take by purchase, bequest or otherwise, and hold, transfer and convey real and personal property to the amount of five thousand dollars, and the capital stock of said association shall be divided into shares of five dollars each, and at any meeting of the association each proprietor by himself or proxy, shall be entitled to as many votes as he holds shares. Said association may in such manner as they may direct issue certificates of shares to the proprietors thereof and may determine in what manner the same may be transferred and assigned.
Capital stock and shares.	
Annual meeting.	SECT. 3. The annual meeting of said association shall be held in the month of May, or at such other time as the association shall in its by-laws appoint, and the officers chosen at such meeting shall hold their offices for one year and till others are chosen in their stead, and other meetings may be called in such manner as the association may appoint.
Officers.	
Tenure of office.	
First meeting, how called.	SECT. 4. J. B. Trask, A. H. Lindsey and B. W. Blanchard, named herein, or either of them, are authorized to call the first meeting of said association, by giving seven days' notice in writing to each of the incorporators of the time and place of said meeting.
	SECT. 5. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 611.

An act additional to and amendatory of an act entitled "an act to incorporate the Portland and Ogdensburg Railroad Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

P. & O. Railroad
Co. authorized to

SECT. 1. The Portland and Ogdensburg Railroad Company is hereby invested with power and authority to continue and prolong

its railroad, beyond the line of this state, through the state of New Hampshire to the eastern line of the state of Vermont, and to purchase, take and hold lands, or the right of way over lands, for the purposes of said railroad, without the limits of this state to said line of Vermont, with the same powers and privileges granted by the act to incorporate said company, and acts additional thereto heretofore enacted, subject to the conditions and regulations that have been or may be prescribed by the laws of New Hampshire.

CHAP. 612.

continue its railroad beyond the line of this state. May take lands for the purposes of said railroad, subject to laws of New Hampshire.

SECT. 2. The directors of said Portland and Ogdensburg Railroad Company shall, if the stockholders vote to accept this amendment of the charter of said company, be chosen for three years. At the first annual meeting, after this privilege is accepted, the stockholders shall by their votes designate the persons to hold for one year, for two years and for three years; and thereafter one-third of them shall be elected annually. Vacancies shall be filled at the annual meetings by election for the unexpired term of the class in which the vacancies exist.

Directors, tenure of office of.

Stockholders to regulate terms of office.

Vacancies to be filled at annual meetings.

SECT. 3. The time for locating said railroad is hereby extended to the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-one.

Time for locating said railroad extended to Dec. 31, 1871.

SECT. 4. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 612.

An act to amend "an act to incorporate the Merchants' Warehouse Company," approved March ten, one thousand eight hundred and seventy.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Section seven of chapter four hundred and fifty-four of the special laws of eighteen hundred and seventy, is hereby amended, by striking out the words "fifty thousand" in the third line thereof, and inserting in their place 'twenty-five thousand,' so that said section, as amended, shall read as follows:

'Sect. 7. The capital stock of this corporation shall not be less than one hundred thousand dollars, but said corporation may commence business when twenty-five thousand dollars of said stock shall be actually subscribed and paid in.'

Capital stock fixed at \$100,000. May commence business when \$25,000 shall be paid in.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

CHAP. 618.**Chapter 618.**

An act to authorize E. K. Harding and others to build and maintain a wharf in Small Point harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to build wharf in tide waters.

SECT. 1. Edward K. Harding, James Wakefield and James W. Wakefield of Bath, in the county of Sagadahoc, are hereby authorized to build and maintain a wharf in tide waters in Small Point harbor in the town of Phippsburg, and extend the same to the distance of twenty feet below low water mark.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 614.

An act in relation to collection of taxes in the town of Brownfield.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Doings of collector of Brownfield for 1865, '66, '67, '68 and '69, in collecting taxes, made valid.

SECT. 1. The doings of the collectors of taxes in the town of Brownfield, in the county of Oxford, for the years eighteen hundred sixty-five, eighteen hundred sixty-six, eighteen hundred sixty-seven, eighteen hundred sixty-eight, and eighteen hundred sixty-nine, in advertising and selling real estate of resident owners of lands therein for non-payment of taxes assessed thereon; and the doings of the treasurers of said town for the years aforesaid in advertising and selling real estate of non-resident owners of lands therein for non-payment of taxes assessed thereon, are hereby made valid.

Doings of treasurers of said town for same years, in selling land for non-payment of taxes, made valid.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 615.

An act additional to "an act to incorporate the Penobscot Log Driving Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Assessments authorized.

SECT. 1. The Penobscot Log Driving Company may assess, to pay the expenses of driving upon all logs which said company may drive over thirty-six feet in length, fifty per cent. more than upon logs less than thirty-six feet in length, according to the discretion of the directors of said company.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 616.

CHAP. 616.

An act to incorporate the Fairfield Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Elhanan W. McFadden, Simon S. Brown, David Vickery, Henry Kelley, Stephen Files, Nahum Totman, Jordan F. Stinson, George H. Newhall, John H. Nye, John H. Gilbreth, Samuel Blackwell, Amos F. Gerald, Augustus Bradbury, Flavius E. McFadden, John A. Cilley, Cyrus K. Foss, George O. Brown, Stephen A. Nye and Samuel Gibson, their associates, successors and assigns, are hereby constituted a body politic and corporate, by the name of the Fairfield Savings Bank, with full power by that name to prosecute and defend suits at law and in equity, to have and use a common seal, to make and establish all such by-laws, rules and regulations as are necessary for the government and management of their concerns, and not repugnant to the laws of the state. Said corporation shall be established at Kendall's Mills village, in the town of Fairfield, in the county of Somerset, and shall be subject to all the duties and liabilities, and enjoy all the rights and privileges conferred upon similar institutions by the laws of this state.

Corporators.

Corporate name.

May have and use a common seal and make by-laws

Location.

SECT. 2. The said corporation is hereby authorized to receive deposits of money and to issue certificates therefor, and such deposits of money shall be used as they shall judge most for the benefit of said depositors; and such deposits may be withdrawn at such reasonable times and in such manner as said corporation shall appoint, and the net income or profit thereof shall be divided among the persons making such deposits, their executors, administrators or assigns, in just proportion.

Deposits.

Income and profit, division of.

SECT. 3. Flavius E. McFadden, named herein, is authorized to call the first meeting of said corporation, by giving seven days' written notice to each of the other corporators, of the time and place of such meeting, at which meeting and every subsequent annual meeting said corporation may elect, by ballot, any person or persons as members thereof, and may choose such officers as the law requires and their by-laws direct, who shall continue in office one year and until others are chosen and qualified in their stead.

First meeting, how called.

Members, election of.
Officers.
Tenure of office.

SECT. 4. The annual meeting of this corporation shall be holden in the month of March, and at that meeting and all other meetings it shall require seven persons at least to constitute a quorum for the transaction of business; and meetings may be directed at other times by the president or the corporation, and said corporation may provide in what manner their meetings shall be notified and called.

Annual meeting.

Quorum.

CHAP. 617.

Number of mem-
bers limited.May purchase and
hold real estate.

SECT. 5. The number of corporate members of the Fairfield Savings Bank shall not be less than ten nor more than thirty.

SECT. 6. Said corporation is authorized to purchase and hold real estate to the amount of fifteen thousand dollars, for banking purposes.

SECT. 7. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 617.

An act to provide in part for the expenditures of government.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Appropriations.

SECT. 1. In order to provide for several acts and resolves of the legislature requiring the payment of money from the treasury, and also to provide for the necessary expenditures of government for the current fiscal year, the following sums are hereby appropriated out of any moneys in the treasury, and the governor, with the advice and consent of the council, is hereby authorized at any time prior to the first day of January next, to draw his warrant upon the treasury for the same :

Public debt, eight hundred forty thousand dollars..	840,000 00
Interest on public debt, four hundred ninety thousand dollars	490,000 00
Sinking fund of eighteen hundred sixty-five, ninety-two thousand three hundred thirty-three dollars thirty-six cents	92,333 36
Sinking fund of eighteen hundred and sixty-eight, seventy-five thousand nine hundred ninety dollars seventy cents.....	75,990 70
Salaries of public officers, fifty-two thousand dollars,	52,000 00
Expenses of justices of supreme court and attorney general, fifty-four hundred dollars.....	5,400 00
Pay roll of council, forty-five hundred dollars.....	4,500 00
Soldiers' allotments and interest, nine hundred dollars	900 00
Soldiers' bounty scrip and interest, sixteen hundred dollars.....	1,600 00
Refunding bounties to towns retained in eighteen hundred seventy, ten thousand six hundred thirty-nine dollars seventy-seven cents	10,639 77
Balance due towns for aid to families, thirty-one hundred sixty-seven dollars ninety-five cents.....	3,167 95

EXPENDITURES OF GOVERNMENT.

595

CHAP. 617.

Balance due on school funds, thirty-four thousand three hundred seventy-four dollars forty cents....	34,374 40
Balance due on roll of accounts, seven hundred one dollars forty-two cents.....	701 42
Stationery, five thousand dollars.....	5,000 00
Postage, two thousand dollars.....	2,000 00
Fuel and lights, thirty-five hundred dollars.....	3,500 00
Library, five hundred dollars.....	500 00
Night watch, two thousand dollars.....	2,000 00
Sanford legacy, forty-two dollars.....	42 00
Insane state paupers, thirty-four thousand dollars...	34,000 00
Trustees insane hospital, eight hundred dollars....	800 00
Inspectors of state prison, two hundred dollars....	200 00
Contingent fund of treasurer, six hundred dollars...	600 00
Support of paupers in unincorporated places, four thousand dollars.....	4,000 00
Arresting fugitives from justice, one thousand dollars.....	1,000 00
Costs in criminal prosecutions, two thousand dollars	2,000 00
Deaf, dumb and blind, twelve thousand dollars....	12,000 00
Purchase of coin, nine thousand dollars.....	9,000 00
Houlton academy, one hundred twenty dollars....	120 00
Presque Isle academy, one hundred eighty dollars..	180 00
Hebron academy, sixty dollars.....	60 00
Foxcroft academy, sixty dollars.....	60 00
Interest on Madawaska school fund, three hundred dollars.....	300 00
East Maine conference seminary, nine hundred dollars.....	900 00
Maine central institute, six hundred dollars.....	600 00
Publishing revised statutes, three thousand dollars,	3,000 00
Board of prisoners in county jails, fifteen hundred dollars.....	1,500 00
Town of Blanchard, forty dollars.....	40 00
Municipal war debts, fractional part of one hundred dollars, twelve hundred sixty-six dollars sixty-seven cents.....	1,266 67
Agricultural societies, five thousand seven hundred dollars.....	5,700 00
Board of agriculture, two thousand dollars.....	2,000 00
Secretary of board of agriculture, four hundred dollars.....	400 00
Interest on lands reserved, two thousand dollars....	2,000 00
Lands reserved, fifteen hundred dollars.....	1,500 00
Forfeited lands, eight hundred dollars.....	800 00
Sheriffs and coroners, five hundred dollars.....	500 00

CHAP. 618.	Bounty on animals, fifteen hundred dollars.....	1,500 00
	County taxes collected in eighteen hundred seventy, six thousand one hundred twenty dollars thirty-six cents.....	6,120 36
	Military pensions, two thousand dollars.....	2,000 00
	John Gaubriel, one hundred dollars.....	100 00
	Newel Neptune, eighty-five dollars.....	85 00
	Contingent fund of governor and council, seven thou- sand five hundred dollars.....	7,500 00
	Amounting to seventeen hundred twenty-six thou- sand four hundred eighty-one dollars sixty-four cents.....	1,726,481 64
	SECT. 2. This act shall take effect when approved.	

Approved February 15, 1871.

Chapter 618.

An act to amend chapter two hundred and four of the special laws of eighteen hundred and sixty-seven, entitled "an act to amend an act entitled an act to incorporate the city of Augusta."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Section one of chapter two hundred and four of the special laws of eighteen hundred sixty-seven, is hereby amended, so as to read as follows:

Amended.

'Sect. 1. The act incorporating the city of Augusta, is hereby amended, by inserting in section four after the word "year," in the nineteenth line, the words 'of whom the assessors, city marshal, chief engineer of fire department, collector, overseers of the poor, street engineer, street commissioners, superintending school committee, and treasurer, shall not be members of the city council, and'

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 619.

An act to extend the Bangor and Piscataquis Railroad.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The Bangor and Piscataquis Railroad Company is hereby authorized and empowered to extend, locate and construct

Authorized to
extend B. & P.
Railroad.

a railroad, from some point on the line of its road, as the same is or may be hereafter located, at or westerly of the town of Foxcroft, on the most practicable route through the counties of Piscataquis, Somerset and Franklin, to the northwestern boundary of the state; *provided*, that in making said extension, location and construction, said company shall be subject to all the duties, restraints and obligations imposed upon said company by an act entitled "an act to incorporate the Bangor and Piscataquis Railroad Company," approved March five, eighteen hundred sixty-one, and to all the amendments thereto, and shall also have and possess all the powers and privileges granted by said act and amendments.

CHAP. 620.

Proviso.

SECT. 2. Five years from the passage of this act, is hereby granted said company to locate and construct the said extension of said railroad, as provided in section one.

Five years allowed to locate and construct extension of railroad.

SECT. 3. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 620.

An act to amend the four hundred and eighth chapter of the private laws of eighteen hundred and seventy.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. That section one of chapter four hundred and eight of the private laws of eighteen hundred and seventy, be and is hereby amended, by striking out the word "Jonesboro," in the second line thereof, and inserting the word 'Jonesport.'

Amended by inserting the word Jonesport instead of Jonesboro'.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 621.

An act to set off certain territory from Baldwin and annex the same to Sebago.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Lots numbered twenty and twenty-one, in the second range east in the town of Baldwin, in the county of Cumberland, belonging to Luther Fitch, are hereby set off from said town of Baldwin and annexed to the town of Sebago, in said county.

Certain territory set off from Baldwin and annexed to Sebago.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

CHAP. 622.

Chapter 622.

An act to authorise the Somerset and Kennebec Railroad Company to connect its railroad with the Maine Central Railroad in the town of Waterville.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

S. & K. Railroad Co. authorized to connect its road with M. C. Railroad in Waterville

SECT. 1. The Somerset and Kennebec Railroad Company is hereby authorized to connect its railroad with the Maine Central Railroad, in the town of Waterville, by commencing at a point near the west end of the railroad bridge over the Kennebec river, and thence running northerly to a point on the Maine Central Railroad near the dwelling-house of Samuel K. Smith in said Waterville; the land to be taken in conformity to the laws of this state, and just compensation shall also be made by said corporation for the injury done by a location of the proposed railroad in and over Front street, to the owners of any property abutting thereon and opposite said track. •

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 623.

An act to incorporate the Fort Point Hotel Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Hugh Ross, David Bugbee, George Clifford, James Walker, Isaiah Stetson, Charles Stetson, Charles Hayward, Joab W. Palmer, Albert W. Paine and Charles B. Sanford, their associates and successors, are hereby incorporated into a body politic by the name of the Fort Point Hotel Company, for the purpose of erecting, owning and maintaining a hotel in the town of Stockton, in the county of Waldo.

Corporate name.

Purpose.

May hold real and personal property to amount of \$50,000.

SECT. 2. Said corporation may hold real and personal property to the amount of fifty thousand dollars, and shall have all the powers and privileges and be subject to all the duties and liabilities of similar corporations, as defined by the laws of this state.

First meeting, how called.

SECT. 3. Either of the persons herein named as corporators, may call the first meeting of the corporation, by giving three days personal notice to the other corporators.

SECT. 4. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 624.**CHAP. 624.**

An act additional to "an act to incorporate the Sebec Railroad Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The Sebec Railroad Company is authorized to locate, build and operate a branch line, from some point on the line of its railroad, as authorized in its charter, into the town of Brownville, with the same rights and privileges and subject to the same duties and obligations as is provided in said act to incorporate the Sebec Railroad Company.

S. Railroad Co.
authorized to
build branch line,
&c., to Brownville

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 625.

An act additional to the charter of the Portland and Rochester Railroad Company, authorizing the extension of its road in Portland.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The Portland and Rochester Railroad Company are hereby authorized to extend their railroad from a point at or near their depot in Portland, thence northeasterly across back cove to and crossing Washington street; thence easterly crossing the Grand Trunk Railway, and extending outside thereof to some place on Fish point, and to locate, construct, maintain and use the same.

P. & R. Railroad
Co. authorized to
extend their road.

Route.

SECT. 2. Said company shall have the same rights, privileges, powers and immunities, and be subject to all the duties and liabilities, respecting the location, construction, maintenance, use and management of that part of their railroad hereby authorized to be extended, that they had and have respecting their existing road.

Rights, privileges
and liabilities.

SECT. 3. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 626.

An act to incorporate the Northeast Pond Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Charles Foster, Charles H. Lamb and Charles C. Freeman, their associates, successors and assigns, are hereby consti-

Corporators.

CHAP. 627.

Name.

Authorized to
construct dams
and all other
necessary works.

May take lands
and materials
necessary for
improvements.
Flowage of lands
adjoining, author-
ized.

Proviso.

Damages, relating
to, adjustment of.

May hold real and
personal estate to
amount of \$10,000

First meeting,
how called.

tuted a body politic and corporate, by the name of the Northeast Pond Dam Company, with all the powers and privileges of similar corporations.

SECT. 2. Said corporation is hereby authorized to construct and maintain dams, embankments and all other necessary works upon and about the water of Northeast pond and its outlet, in the town of Hartford, for the purpose of retaining water to increase the power and capacity in times of drouth and low water, of the starch factory mill privilege, so called, on the east branch stream, below the outlet of said pond; to enter upon and take such lands and material as may be necessary to construct such dams, embankments and other works for the purposes aforesaid, and to flow the lands adjoining said pond and its outlet to any extent, for the same purpose; *provided*, said corporation shall pay to the owners of such land and material so taken so much as the parties shall agree upon, and if said corporation cannot agree with the owners of such land and material so taken, it shall pay such damage as may be adjudged by the county commissioners of the county of Oxford, in the same manner and under the same conditions and liabilities as are provided in the case of damage by the laying out of public highways; and for lands flowed by said corporation, the owners shall be entitled to the same remedies that are provided by the revised statutes in case of flowing lands by the erection of mills and dams.

SECT. 3. Said corporation may take and hold real and personal estate to an amount not to exceed ten thousand dollars, with full power to manage and dispose of the same for the purposes contemplated by this act.

SECT. 4. Any two of the corporators named in the first section hereof, may call the first meeting, by publishing a notice of the time, place and purpose of the same, one week before the time specified for said meeting, in the Oxford Democrat.

SECT. 5. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 627.

An act giving to the inhabitants of that part of Frankfort annexed to Monroe by act of eighteen hundred and sixty-three, chapter two hundred and twenty-six, their portion of the money paid by the state to Frankfort, under act of eighteen hundred and sixty-eight, chapter two hundred and twenty-five.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Certain inhabi-
tants of Frankfort
entitled to their

SECT. 1. The inhabitants of that part of the town of Frankfort set off and annexed to the town of Monroe by act of eighteen

hundred and sixty-three, chapter two hundred and twenty-six, approved February twenty-first, eighteen hundred and sixty-three, liable to taxation, are entitled to have their proportion of the sum paid by the state to Frankfort under act of eighteen hundred and sixty-eight, chapter two hundred and twenty-five, approved March seven, eighteen hundred and sixty-eight, notwithstanding anything in said act to the contrary.

CHAP. 628.

proportion of
money paid under
act of 1868.

SECT. 2. The sum to be received by said inhabitants shall be determined on the basis of the valuation of the polls and estates in Frankfort, for taxation in eighteen hundred and sixty-two, and shall be apportioned to said inhabitants so entitled by the assessors of Frankfort for eighteen hundred and seventy-one, and certified by them to the treasurer of said town, and by him paid over to the parties entitled thereto.

Amount, how
determined and
apportioned.

SECT. 3. If the town of Frankfort neglects or refuses to comply with the provisions of this act for six months after the approval, any one or more of said inhabitants may bring a bill in equity against said town, in the supreme judicial court for Waldo county, as well for all said inhabitants interested as for himself, and the court shall determine the sums to which said parties are entitled, in accordance with the provisions of this act, and enter a decree therefor with costs.

Remedy in case
of neglect or re-
fusal to comply
with provisions of
this act.

SECT. 4. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 628.

An act to incorporate the town of Deering.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. All that part of the town of Westbrook lying southeasterly of the following described line, namely: commencing at the Presumpscot river at the line of the town of Falmouth; thence up said river to the westerly corner of the Hunt farm; thence along the westerly line of said farm to the Portland and Rochester Railroad; thence along the southeasterly line of the Larrabee farm to the Congin road; thence along the dividing line between the said Larrabee farm and the widow Lamb's farm to the land of the heirs of Moses Quimby; thence along the easterly and southerly line of the land of the heirs of said Moses Quimby to the Stroudwater road at the canal bridge; thence by the Cumberland and Oxford canal westerly about ten rods to the line between the farm of the heirs of the late Zebulon Trickey and the lands of

Westbrook, cer-
tain territory set
off from.
Boundary.

CHAP. 628.

George Johnson and Isaac Johnson ; thence by said last described line southwesterly to the easterly line of the Slemmons' farm ; thence by the said easterly line of the Slemmons' farm, being the dividing line between said Slemmons' farm and the land of George Johnson, southeasterly about twenty rods to the land of W. D. Boothby ; thence southwesterly by the dividing line between said Boothby's land and the Slemmons' farm to the Cape Elizabeth town line, is hereby incorporated into a separate town by the name of Deering, and the inhabitants thereof are hereby invested with all the powers and privileges and subject to the duties and liabilities, incident to other towns in this state.

Deering, incorpo-
ration of.

Powers and
liabilities.

Taxes, inhabi-
tants liable for
payment of.

Certain moneys,
appropriation of.

SECT. 2. The several inhabitants of the town of Deering shall be holden to pay all taxes which have been legally assessed upon them by the town of Westbrook, and the several collectors of taxes for said town of Westbrook are hereby authorized and required to collect and pay all taxes to them already committed, according to their respective warrants. All moneys now in the treasury of said town, and all sums which shall hereafter be received from taxes heretofore assessed, shall be applied to the several purposes for which they were raised ; and in case of any excess, either from the sale of bonds issued to the town of Westbrook by the state, under "an act providing for the equalization of municipal war debts and a limited assumption and reimbursement thereof by the state," approved March seven, eighteen hundred and sixty-eight, or otherwise, said excess shall be applied by the treasurer of Westbrook in payment of the indebtedness of said town of Westbrook.

Debts and liabilities
of Westbrook,
certain of them
to be assumed by
Deering.

SECT. 3. Said town of Deering shall be holden to pay the said town of Westbrook, two-thirds parts of all the debts and liabilities of said Westbrook now existing, upon contract or otherwise, or which may hereafter arise, in consequence of any and all suits at law pending against said town, or which may hereafter be commenced on any cause of action which may now exist against said town, the same to be paid to the town of Westbrook when said liabilities accrue.

Rights and privi-
leges belonging to
inhabitants of
Westbrook.

SECT. 4. The inhabitants of said towns shall continue to hold and enjoy in common all rights and privileges hitherto belonging to the inhabitants of Westbrook, in any and all public landings, cemeteries, muscle-beds, flats, gravel-beds, and fisheries of every kind, within the limits of said towns.

School districts,
law applicable to.

SECT. 5. The several schools districts divided by this act shall be subject to all of the provisions of law, applicable to school districts composed of parts of towns.

Paupers, where
chargeable.

SECT. 6. All persons hereafter becoming chargeable as paupers shall be chargeable to that town on whose territory they last resided.

SECT. 7. The town of Westbrook shall at its next annual meeting, or at a special meeting to be held in the month of April next, elect by ballot two commissioners, and the town of Deering shall at its first meeting or at a special meeting to be held in the month of April next, elect by ballot two commissioners, and the four commissioners so elected shall constitute a board of commissioners, who shall as soon as may be practicable proceed to examine the roads and bridges belonging to the said towns, and all personal property, and the town-house and lot; and they shall ascertain the number of paupers supported in whole or in part by the town of Westbrook at the time this act takes effect; and said commissioners after hearing the parties shall unanimously in writing make an award in relation to any of the matters herein submitted to them, which award shall be deposited by said commissioners with the clerks of said towns, and be entered upon the records of said towns, and said awards shall determine the sum of money which shall be paid in gross or annually by either of said towns to the other in order to equalize the burdens of supporting the roads and bridges of the respective towns; and what division of the personal property shall be made and to which town each article shall be made, and to which town each article shall belong; and the value of the same; and the sum of money either town shall pay to the other in final adjustment of all questions relating to the division of personal property; and what sum of money the town of Deering shall pay to the town of Westbrook for the town-house and lot on which it stands; and what paupers chargeable and supported by the town of Westbrook at the time of the approval of this act shall be supported hereafter by each of said towns; and said commissioners may make an award upon either of said matters, and said awards shall be final, and shall be held to convey the property so awarded to each of said towns, and all sums of money so awarded shall be paid within six months from the date of said awards; in case said commissioners shall not unanimously agree upon an award in any of the matters herein submitted to them, they shall submit the matter of disagreement to the county commissioners of Cumberland county, who shall examine the matter in relation to which the disagreement arises, after notice to and hearing of both parties and shall make their award and return it to the town clerks of said towns, to be recorded in like manner and with like effect as an award of the commissioners; and said commissioners so elected shall constitute a board of commissioners for the purpose of selling the town farm, and said commissioners are hereby authorized and empowered to sell said farm for such sum of money, and upon such terms of payment, as they shall agree, and convey the same by deed, and in case of disagreement the county commissioners for Cumberland

Commissioners,
appointment of,
and their duties.

Award of commis-
sioners, deposits
of, &c.

Division of per-
sonal property
and adjustment of
questions relating
to same.

Town-house and
lot, relating to.

Money awarded
by commissioners
shall be paid in
six months from
date of awards.

Disagreement of
commissioners, in
cases of, matter
may be referred
to county com-
missioners.

—their award and
its effect.

Town farm, sale
of.

CHAP. 629.

Proceeds of sale
to be paid over to
town treasurers.

Neglect or refusal
to choose com-
missioners in case
of vacancy, how
filled.

Safes and records
to be retained by
Westbrook.

First meeting,
how called.

county shall in like manner sell and convey by deed said farm; and in either case the proceeds of said sale shall be divided and paid over to the treasurers of the respective towns in proportion of two-thirds to said town of Deering and one-third to said town of Westbrook. In case either town shall neglect or refuse to choose said commissioners at the time or in the manner provided in this act, or in case any of said commissioners shall refuse to act, or there shall be a vacancy by death or otherwise, in either case, said county commissioners shall fill the vacancy by the appointment of some proper person or persons residing in the town where the vacancy shall occur.

SECT. 8. The two safes and all the records of Westbrook shall be retained by the town of Westbrook, as the exclusive depository of the past records and papers of said town of Westbrook, to which each town shall have access.

SECT. 9. Any justice of the peace may call the first meeting of the town of Deering, by posting a warrant therefor, stating the objects of the meeting, in three public and conspicuous places in said town, at least seven days before the time of holding said meeting.

SECT. 10. This act shall take effect on the twenty-first day of March, eighteen hundred seventy-one.

Approved February 16, 1871.

Chapter 629.

An act to incorporate the Alfred and South Berwick Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. Edward Fox, A. W. H. Clapp, Winthrop G. Ray, Rufus E. Wood, John Lynch, Harrison J. Libby, A. K. Shurtleff, Frederick Robie, Henry P. Deane, Edward H. Davies, Frederic Fox, Joseph S. Ricker, John McDuffee, George W. Woodman, John A. Waterman, Charles Staples, D. W. Fessenden, B. D. Verrill, N. L. Woodbury, Caleb B. Lord, William H. Conant and William H. Stephenson, their associates, successors and assigns, are hereby made and constituted a body corporate and politic by the name of the Alfred and South Berwick Railroad Company, and by this name may sue and be sued, and shall have and enjoy all proper remedies at law and in equity to secure and protect them in the exercise of the rights and privileges hereinafter granted, and to prevent all invasion thereof or interruptions in the exercise and enjoyment of the same; and the said corporation is hereby

Corporate name.

Rights and
privileges.

authorized and empowered to locate, construct and finally complete, alter and keep in repair, a railroad with one or more sets of rails or tracks, with all suitable bridges, tunnels, viaducts, turn-outs, culverts, drains and all other necessary appendages, from some point in Alfred, on the line of the Portland and Rochester Railroad, at or near the depot, and thence extending southerly through Sanford and North Berwick to a point in South Berwick, at or near the junction of the Portland, Saco and Portsmouth Railroad with the roads running to Boston; and said corporation shall be and hereby is invested with all the powers, privileges and immunities which are or may be necessary to carry into effect the objects and purposes of this act; and for this purpose said corporation shall have the right to purchase, or to take and hold, so much of the land and real estate of private persons and corporations as may be necessary for the location, construction and convenient operation of said railroad; and they shall also have the right to take, remove and use for the construction and repair of said railroad and appurtenances, any earth, gravel, stone, timber or other material on or from the land so taken; *provided however*, that said land so taken shall not exceed six rods in width, except where greater width is necessary for the purposes of excavation or embankment; *and provided also*, that in all cases said corporation shall pay for such lands, estate or material so taken and used, such price as they and the owner or owners thereof may mutually agree upon; and in case said parties shall not otherwise agree, the said corporation shall pay such damages as shall be ascertained and determined by the county commissioners of York county, in the same manner and under the same conditions and limitations as are by law provided in the case of damages by the laying out of highways, and the land so taken by said corporation shall be held as lands taken and appropriated for highways. And no application to said commissioners to estimate said damages shall be sustained unless made within three years from the time of taking such land or other property; and in case such railroad shall pass through any woodland or forests, the said company shall have the right to fell or remove any trees standing therein within four rods of said road, which by their liability to be blown down, or from their natural falling might obstruct or impair said railroad, by paying a just compensation therefor, to be recovered in the same manner as provided for the recovery of other damages in this act.

SECT. 2. The capital stock of said company shall consist of not less than one thousand nor more than eight thousand shares, and the government and direction of the affairs of said company shall be vested in nine directors, who shall be chosen by the stockholders, and shall hold their office until others have been chosen in their place, a majority of whom shall form a quorum for the

Route and location.

Powers and privileges.

May take land for location, construction and operation of road.

Earth, gravel, stone and timber, may be removed. *Provido.*

Damages, how ascertained, in case of disagreement.

Application for estimate of damages to be made within three years.

Trees standing within four rods of road may be removed.

—compensation to be paid therefor.

Capital stock and shares.

Directors, how chosen, &c. Tenure of office.

CHAP. 629.

President and
vice-president.
Clerk and
treasurer.
Oaths.
Bonds.

Subscription
books, where and
by whom opened.

Notice, how
given.

First meeting,
how called.

Guardians of
certain persons
may settle claims
for damages.

President and
directors, powers
of.

Assessments.

Notice of such
assessments.

transaction of business, and they shall elect one of their number to be president and one to be vice-president of the company, and shall have authority to choose a clerk, who shall be sworn to the faithful discharge of his duty, and a treasurer who shall be sworn and also give bonds to the company, with sureties to the satisfaction of the directors, in a sum not less than ten thousand dollars, for the faithful discharge of his trust; and for the purpose of receiving subscriptions to said stock, books shall be opened under the direction of the persons named in the first section of this act, at such time as they may determine, in the city of Portland and elsewhere, as they shall appoint, to remain open for five successive days at least, of which time and place of subscription public notice shall be given in one newspaper printed in said Portland, and one in the county of York, ten days before the opening of such subscriptions; and any of the seven persons named in the first section of this act are hereby authorized to call the first meeting of said company for the choice of directors and organization, by giving notice in one or more newspapers published as before named, of the time, place and purposes of said meeting, at least fourteen days before the time mentioned in such notice.

SECT. 3. When said corporation shall take any land or other estate, as aforesaid, of any infant, person non compos mentis, or feme covert, whose husband is under guardianship, the guardian of such infant, or person non compos mentis, and such feme covert, with the guardian of her husband, shall have full power and authority to agree and settle with said corporation for damages, or claims for damages, by reason of taking such land and estate as aforesaid, and give good and valid releases and discharges therefor.

SECT. 4. The president and directors for the time being, are hereby authorized and empowered, by themselves or their agents, to exercise all the powers herein granted to the corporation for the purposes of locating, constructing and completing said railroad, and for the transportation of persons, goods and property of all descriptions, and all such powers and authority for the management of the affairs of the corporation, as may be necessary and proper to carry into effect the objects of this grant; to purchase and hold land, materials, engines and cars, and other necessary things, in the name of the corporation, for the use of said road, and for the transportation of persons, goods and property of all descriptions; to make equal assessments from time to time on all shares in said corporation as they may deem expedient and necessary in the execution and progress of the work, and direct the same to be paid to the treasurer of this corporation. And the treasurer shall give notice of all such assessments; and in case any subscriber or stockholder shall neglect to pay any assessment

on his share or shares for the space of thirty days after such notice is given as shall be prescribed by the by-laws of said corporation, the directors may order the treasurer to sell such share or shares at public auction, after giving such notice as may be prescribed as aforesaid, to the highest bidder, and the same shall be transferred to the purchaser, and such delinquent subscriber or stockholder shall be held accountable to the corporation for the balance, if his share or shares shall sell for less than the assessments due thereon, with the interest and costs of sale; *provided however*, that no assessment shall be laid upon any shares in said corporation of a greater amount in the whole than one hundred dollars.

—neglect to pay,
shares may be sold
by auction.

Stockholder
accountable to
corporation for
balance, if shares
sell for less than
assessments.
Proviso.

SECT. 5. A toll is hereby granted and established for the sole benefit of said corporation upon all passengers and property of all descriptions which may be conveyed or transported by them upon said road, at such rates as may be agreed upon and established from time to time by the directors of said corporation, and a lien is hereby created on all articles transported for said tolls. The transportation of persons and property, the construction of wheels, the form of cars and carriages, the weights of loads, and all other matters and things in relation to said road, shall be in conformity with such rules, regulations and provisions as the directors shall from time to time prescribe and direct.

Toll granted.

Transportation
of property, con-
struction of
wheels, forms of
cars, &c.

SECT. 6. Said corporation shall have power to make, ordain and establish all necessary by-laws and regulations, consistent with the constitution and the laws of this state, for their own government, and for the due and orderly conducting of their affairs and the management of their property.

By-laws and
regulations.

SECT. 7. If any person shall wilfully and maliciously, or wantonly and contrary to law, obstruct the passage of any carriages on such railroad, or in any way spoil, injure or destroy said railroad or any part thereof, or anything belonging thereto, or any materials or implements to be employed in the construction of, or for the use of said road, he, she or they, or any person or persons, aiding or abetting such trespass, shall forfeit and pay to said corporation, for every such offence, treble such damages as shall be proved before the justice, court or jury before whom the trial shall be had, to be sued for before any justice, or in any court proper to try the same, by the treasurer of the corporation, or other officer whom they may direct, to the use of said corporation; and such offender or offenders shall be liable to indictment by the grand jury of the county within which such trespass shall have been committed, for any offence or offences contrary to the above provisions; and upon conviction thereof before any court competent to try the same, shall pay a fine not exceeding five hundred dollars to the use of the state, or may be imprisoned for a term not

Malicious injury
to corporate
property.

Penalties.

CHAP. 680.

Real estate, where
to be taxed.

Shares deemed
personal estate
and taxable where
owner resides.

Annual meeting.

Directors, election
of.

Special meetings.

Organisation,
location and sur-
vey of route.

Completion of
road, time limited
for.

exceeding five years, at the discretion of the court before whom such conviction may be had.

SECT. 8. All real estate purchased by said corporation for the use of the same under the fourth section of this act, shall be taxable to said corporation by the several cities, towns and plantations in which said land lies, in the same manner as lands owned by private persons, and shall, in the valuation list, be estimated the same as other adjacent lands of the same quality in such city, town or plantation, and not otherwise; and the shares owned by the respective stockholders, shall be deemed personal estate, and be taxable as such, to the owners thereof, in the places where they reside and have their homes.

SECT. 9. The annual meeting of the members of said corporation shall be holden on such day as shall be determined, by their by-laws and at such time and place as the directors for the time being shall appoint, at which meeting the directors shall be chosen by ballot, each proprietor, by himself or proxy, being entitled to as many votes as he holds shares; and the directors are hereby authorized to call special meetings of the stockholders whenever they shall deem it expedient and proper, giving such notice as the corporation by their by-laws shall direct.

SECT. 10. If the said corporation shall not have been organized, and the location, according to actual survey of the route, filed with the county commissioners of the counties through which the same shall pass, on or before the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-three, or if the said corporation shall fail to complete said railroad on or before the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-five, in either of the abovementioned cases, this act shall be null and void.

Approved February 17, 1871.

Chapter 630.

An act for the extension of the Boston and Maine Railroad.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Extension of road
authorised.

Route.

SECT. 1. The Boston and Maine Railroad, a corporation existing under authority of law, is hereby authorized to extend its railroad from some convenient point on its present road in Berwick or South Berwick within this state, thence through the towns of South Berwick, North Berwick if necessary, Wells, Kennebunk, Kennebunkport, Biddeford, Saco, Scarborough, and Cape Elizabeth, to some convenient point in the city of Portland; to locate,

construct, maintain and operate such extended road, with all the rights, powers, privileges, and immunities in respect thereto of similar railroad corporations under the laws of this state, and subject to like liabilities and duties. CHAP. 631.
Powers, privileges, duties and liabilities.

SECT. 2. Said corporation is authorized to increase its capital stock by a sum not exceeding two millions of dollars over and above the amount of its capital heretofore authorized; and to divide the same into shares and issue its stock for such amount thereof as shall be found necessary to construct said extended road. Capital stock, increase of, authorized.

SECT. 3. It shall be the duty of said corporation, to make a survey of the line of said extended road within one year, and to complete the same so that cars can run thereon, within three years, and if it shall fail to do either within the time thus designated, this act shall become void. Survey of line to be made within one year; and road to be completed within three years.

SECT. 4. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 631.

An act to incorporate the Vassalborough Woollen Mills.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. John D. Parker, Austin Sumner, Edward Atkinson, Charles H. Hamlen and Artemas Libby, their associates and successors, be and they are hereby constituted a body corporate by the name of the Vassalborough Woollen Mills, for the purpose of manufacturing wool, cotton, and such other materials as may be used in manufacturing cloths, and also engage in such other branches of trade and manufactures as may be necessarily or conveniently connected therewith, in the town of Vassalborough, county of Kennebec; and such corporation may erect on their own land such mills, dams, buildings, works and machinery, as they may see fit, not exceeding in value their capital stock for the purposes aforesaid, or they may purchase the same from other parties. Corporators.
Corporate name.
Purpose.
Location.
May erect mills, dams, buildings and works.

And the corporation shall have all the powers and be subject to all the duties and requirements of the laws of the state relating to manufacturing corporations. Powers and duties.

SECT. 2. The corporation shall have a capital stock of five hundred thousand dollars, to be divided into such number of shares as they by their by-laws may determine. Capital stock and shares.

SECT. 3. This act shall take effect when approved.

Approved February 17, 1871.

CHAP. 632.**Chapter 632.**

An act to incorporate the Ellsworth Boom Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

Name.

Purpose.

Powers, privileges, duties and liabilities.
Proviso.

SECT. 1. Warren Brown, H. M. Hall, J. T. Grant, J. D. Hopkins and Benjamin F. Austin, their associates, successors and assigns, are hereby created a corporation by the name of the Ellsworth Boom Company, for the purpose of making booms along the banks of Union river, between Jordan's bridge in Mariaville and Brimmer's bridge in Ellsworth, to prevent logs and other lumber from being carried on the shore; with all the powers and privileges, and subject to all the duties, liabilities and obligations, of similar corporations under the general laws of the state; *provided*, that nothing in this act shall be so construed as to give said corporation any right to impair or obstruct the free navigation of said river and its tributaries for the passage of boats, scows or lumber of any description.

SECT. 2. 'This act shall take effect when approved.

Approved February 17, 1871.

Chapter 633.

An act to make valid the doings of district number nine in the town of Burnham.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Acts of school district No. 9, in raising money, made valid.

SECT. 1. The acts of school district number nine in the town of Burnham, in the county of Waldo, in calling school district meetings and in raising money for the purpose of building a school-house in said district in the year eighteen hundred seventy, are hereby made valid.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 634.

An act to incorporate the Kennebec Ice Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. James S. Barker, Frank L. Fabens, Samuel O. Flitner, their associates, successors and assigns, are hereby constituted

and declared to be a body politic and corporate by the name of the Kennebec Ice Company, and by that name may sue and be sued, implead and be impleaded, use a common seal, make by-laws for the management of their affairs not repugnant to the constitution and laws of this state, and to have and enjoy all the powers and privileges, and be subject to all the duties and liabilities incident to similar corporations in this state.

CHAP. 685.

Name.

By-laws.

SECT. 2. The capital stock of said corporation shall not be less than twenty thousand dollars nor more than one hundred thousand dollars, to be divided into shares of one hundred dollars each.

Capital stock and shares.

SECT. 3. Said company is hereby authorized to purchase, lease and hold such real and personal estate as a majority in interest of said stockholders may determine to be convenient and necessary to effect the object and carry out the purposes of their corporation, and to sell and dispose of the same as they may deem expedient.

May hold real and personal estate.

SECT. 4. For the purpose of facilitating the cutting and harvesting of ice, and to enable said company to remove, house, pack, load, and ship the same, said corporation shall have the right to construct, erect, build and maintain upon land owned or leased by them, or upon the land of others by the consent in writing of the owners thereof, and in the tide waters of the Kennebec river, all necessary wharves, slips, piers, and other constructions upon the margin of said river, in the town of Pittston, and to extend the same below low water mark, but not to interfere with the navigation of said river, or to impair the rights or privileges of any other person or corporation.

Wharves, slips, piers, &c., building of, authorized.

SECT. 5. Any two of the corporators herein named are hereby authorized to call the first meeting of said corporation, by giving such notice as they may think proper, at which meeting any corporate business may be transacted.

First meeting, how called.

SECT. 6. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 635.

An act to amend "an act to incorporate the Rockland and Thomaston Gas Light Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

The Rockland and Thomaston Gas Light Company may increase its capital stock so that the whole amount shall not exceed one hundred thousand dollars; but no additional stock shall be issued without payment of its par value therefor.

Capital stock, increase of, authorized.

Approved February 17, 1871.

Chapter 636.

An act to establish a municipal court in the city of Lewiston.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Court, municipal,
established.

Shall consist of
one judge.

Tenure of office.

Salary.

Jurisdiction.

Writs and pro-
cesses, forms and
service of.

SECT. 1. A municipal court is hereby established for the city of Lewiston, which shall be a court of record, and have a seal, and shall consist of one judge, who shall be a member of the bar in Androscoggin county, who shall be appointed, elected, qualified and hold his office as provided in the constitution, who shall reside during his continuance in office in said city of Lewiston, and who shall receive from said city, in quarterly payments, an annual salary of such amount as the city council of said city shall vote and determine, which shall be in full for all fees pertaining to his office ; *provided*, that the salary of said judge for the first year shall be fifteen hundred dollars.

SECT. 2. Said municipal court shall have exclusive jurisdiction in all civil actions in which the debt or damages demanded do not exceed twenty dollars, and both parties or one of the parties and a person summoned as trustee, reside in the city of Lewiston ; and shall also have exclusive jurisdiction over all offences committed against the ordinances and by-laws of said city, and over all such criminal offences committed within the limits of the same as are cognizable by trial justices ; *provided*, that warrants may be issued upon complaints for offences committed in said city of Lewiston by any trial justice in said county, but all such warrants shall be made returnable before said court, and no trial justice shall take cognizance over any crime or offence committed in said city or any civil action where said court has exclusive jurisdiction. Said court shall have concurrent jurisdiction with trial justices, justices of the peace, justices of the peace and quorum, and the municipal court of the city of Auburn, over all such matters, civil and criminal, within the county of Androscoggin as are by law within their jurisdiction ; and shall also have original concurrent jurisdiction with the supreme judicial court in all civil actions where the debt or damages demanded, exclusive of costs, do not exceed one hundred dollars, and the plaintiff or defendant resides in the county of Androscoggin ; *provided*, that said court shall have no jurisdiction over actions in which the title to real estate according to the pleadings filed in the case by either party is in question.

SECT. 3. All writs and processes issued by said court shall be of the usual forms, and all writs in which the debt or damages demanded do not exceed twenty dollars, shall be served as now provided by law in case of writs issued by trial justices, and all writs in which the debt or damages demanded exceed twenty

dollars, shall be served in time and manner as now provided by law in case of writs issued by the supreme judicial court. **CHAP. 636.**

SECT. 4. Said court shall be held on the first Tuesday of each month for the transaction of civil business, and all actions shall be made returnable at one of the two terms next begun and held after the commencement of the action. Said court may be adjourned from time to time, but shall be considered as in constant session for the trial of criminal offences.

Court, when to be holden.

Adjournments.

SECT. 5. All actions shall be entered during the first day of the term at which they are returnable, and not after, without special permission. When a defendant legally served, does not appear within the first two days of the term, he shall be defaulted, but the court may take off the default for sufficient cause. All pleas in abatement must be filed within the first two days. The defendant shall file his pleadings within fourteen days after entry of the action, which shall consist of the general issue with a brief statement of special matter of defence. If the defendant does not file his pleadings as before provided, he shall be defaulted on the first day of the next term after entry, unless the court for good reason grants him leave to plead or otherwise lawfully dispose of the case. All actions duly answered to shall be in order for trial at the next term after entry.

Actions, entry of.

Default.

Abatement.

Pleadings.

Actions, order of, for trial.

SECT. 6. Said municipal court is hereby authorized to administer oaths, render judgment, issue executions, punish for contempt, and compel attendance as in the supreme judicial court, and to make all such rules and regulations not repugnant to law as may be necessary and proper for the administration of justice.

Court authorized to administer oaths, &c.

May punish for contempt, and make rules and regulations for proper administration of justice.

SECT. 7. All the provisions of law relative to the attachment of real and personal property and the levy of executions on the same shall be applicable to actions brought in this court, which shall have authority to issue executions to be satisfied in the same manner as though issuing from the supreme judicial court; *provided* that property may be attached equal to the amount of the ad damnum and in addition thereto sufficient to satisfy the costs of suit.

Attachment of property and levy of executions

SECT. 8. All actions may be tried by the judge of said court, without the intervention of a jury, subject to the right of appeal and to exceptions in matters of law.

May try actions without intervention of jury.

SECT. 9. Any party may appeal from any judgment or sentence of said court to the supreme judicial court, in the same manner as from a judgment or sentence of a trial justice.

Appeal and exceptions.

SECT. 10. Exceptions may be alleged and cases certified on agreed statement of facts, or upon evidence reported by the judge, in all civil cases, as in the supreme judicial court, and the same shall be entered, heard and determined at the next law term held in the western district, or by agreement of parties, may be certified at once to the chief justice of the supreme judicial court, and

Exceptions and statement of facts.

CHAP. 636.

Decisions of law court may be certified to judge of municipal court

Writs of error and petitions for review.

Records.

Copies of records to be legal evidence.

Judge may appoint a recorder.

Oath and duties.

Recorder may act as judge in certain cases.

Fees of judge.

when so certified, to be argued in writing on both sides within thirty days; and the supreme judicial court, sitting as a court of law, shall have the same jurisdiction of all questions of law arising on said exceptions, statements and reports, as if they had originated in the supreme judicial court for the county of Androscoggin; and all provisions of law and rules of the supreme judicial court relative to the transfer of actions and other matters from the supreme judicial court for said county, shall apply to the transfer of actions from said municipal court to said law court. Decisions of the law court on all questions from said municipal court shall be certified to the judge of said municipal court with the same effect as in cases originating in the supreme judicial court in said county.

SECT. 11. Final judgments in said municipal court may be re-examined in the supreme judicial court on a writ of error or on a petition for review, and when the judgment is reversed, the supreme judicial court shall render such judgment as said municipal court should have rendered, and when a review is granted it shall be tried in said supreme judicial court.

SECT. 12. It shall be the duty of the judge of said court to make and keep the records thereof, or to cause the same to be made and kept, and to perform all other duties required by similar tribunals in this state, and copies of the records of said court, duly certified by said judge, shall be legal evidence in all courts.

SECT. 13. The judge of said court may appoint a recorder, to be paid by the judge, who shall be a trial justice of the county of Androscoggin and a citizen of said city, who shall be sworn by said judge, who shall keep the records of said court when requested to do so by the judge; and in case of absence from the court room or sickness of the judge or when the office of judge shall be vacant, the recorder shall have and exercise all the powers of the judge and perform all the duties required by said judge by this act, except the trial of civil causes, and shall be empowered to sign and issue all processes and papers and to do all acts as fully and with the same effect as the judge could do were he acting in the premises, and the signature of the recorder as such, shall be sufficient evidence of his right to act instead of the judge.

SECT. 14. The judge of said court may demand and receive the same fees allowed to trial justices, justices of the peace, justices of the peace and quorum and clerks of the supreme judicial court, except that he may demand and receive for trial of an issue, civil or criminal, two dollars, and one dollar for every day occupied in the hearing of any case after the first day; for every warrant issued by him, one dollar; for the entry of an action, fifty cents.

SECT. 15. Costs and fees allowed to parties and attorneys in all actions before said court in which the debt or damage recovered does not exceed twenty dollars, shall be the same allowed in actions before trial justices, except that the plaintiff, if he recover, shall be allowed one dollar for his writ, and the defendant, if he recover, shall be allowed one dollar for his pleadings; but in cases where the amount recovered exceeds twenty dollars, costs and fees shall be the same allowed in the supreme judicial court, except that the defendant, if he recover, shall be allowed two dollars for his pleadings.

Costs and fees allowed to parties and attorneys.

SECT. 16. All fines and penalties received by said judge shall be accounted for and paid over as if the same had been received by a trial justice; and all fees received by him shall be accounted for and paid over to the treasurer of said city of Lewiston quarterly.

Fines and penalties.

SECT. 17. Said court shall be held at such place as the city of Lewiston shall provide; and said city shall have power and it shall be its duty to raise money to pay the salary of said judge, to purchase blanks, blank-books, seals, dockets and all things necessary for the use of said court, to provide a suitable room for said court and to furnish the same in an appropriate manner.

City shall provide place for court; shall pay salary of judge and purchase blanks, blank-books, seals, dockets, &c.

SECT. 18. The city marshal of said city, or one of his deputies, shall be in attendance on said court when requested to do so by the judge, for the purpose of preserving order, and who shall execute all legal orders and processes to him directed by the court.

City marshal to attend court when requested by judge.
Duties.

SECT. 19. All actions, suits, matters and things, which may be pending before the municipal court for the city of Lewiston, and all suits, executions, warrants, recognizances and other processes, returnable to said court at the time this act takes effect, shall be transferred and returned to, and shall be entered, prosecuted, heard, determined and executed in and by the municipal court for said city established by this act, the same as if originated therein; and said court hereby established shall be the depository of all records of, and shall have full power and authority to issue and renew executions and to carry into effect any judgment of, and to complete all processes and proceedings commenced in or by said court heretofore existing in said city, and to certify and duly authenticate the records of said court, as effectually in all respects as said municipal court heretofore existing could have done had this act not been passed.

Actions pending before municipal court shall be transferred to court established by this act.

SECT. 20. Sections eleven, twelve, thirteen, fourteen and fifteen, of chapter one hundred and five of the private laws of Maine, incorporating the city of Lewiston, approved March fifteen, eighteen hundred and sixty-one; sections one and two of chapter two hundred and twenty-one of the private laws amending the foregoing chapter, approved February nineteen, eighteen hundred and

Repealed sections

CHAP. 637. sixty-three, and sections one and two of chapter three hundred and ninety-eight of the private laws further amending said chapter, approved March twenty-four, eighteen hundred and sixty-four, are hereby repealed.

Act when to take
effect.

SECT. 21. This act, except section twenty, shall take effect and be in force from and after the first Wednesday after the second Monday of March, in the year of our Lord one thousand eight hundred and seventy-one. Section twenty of this act shall take effect and be in force on the second Monday of said March.

Approved February 17, 1871.

Chapter 637.

An act to incorporate the North Penobscot Mutual Fire Insurance Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Timothy Fuller, William R. Ayer, Asa Smith, James Butterfield, Abner B. Chase, R. S. Kingman, W. R. Ayer, Alvin Haynes, Alexander Webb, John Treat, Shepard Bean, Charles A. Cushman, William C. Clark, Jeremiah Page, Thomas W. Porter, Philip C. Jones, Timothy Heald, F. E. Nute, F. A. Reed, J. W. Porter, O. N. Bradbury, D. S. Plumly and H. G. Coburn, and all others who may hereafter become members of said company, are hereby incorporated and made a body politic by the name of the North Penobscot Mutual Fire Insurance Company, for the purpose of insuring in the northern and eastern portion of Penobscot county and the county of Aroostook, their respective dwelling-houses, stores, shops, barns and other buildings, household furniture, merchandise and other property, the contents of any building in said town, against loss or damage by fire, whether the same happen by accident, lightning, or by any other means, except that of design in the insured ; and may purchase and hold such real and personal estate as may be necessary to effect the object of this association, and may sell and convey the same at pleasure.

Name.

Purpose.

By-laws.

SECT. 2. Said company may make, establish and put in execution such by-laws, not contrary to the laws of the state, as may seem necessary or convenient for the regulation and management of its affairs, and do and execute all such acts as may be necessary to carry into effect the purposes intended by this act.

First meeting,
how called.

SECT. 3. The first meeting may be called by any three persons named in this act, by notice, in writing, to each of the corporators by mail, giving the time, place, and the business to be acted upon, at least ten days before such meeting ; at which time and place

the members present may elect all needful officers, fix their compensation and manage their affairs in any way not repugnant to the laws of the state.

CHAP. 638.

Officers and their compensation.

SECT. 4. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 638.

An act to incorporate the Eureka Slate Company in the town of Monson.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Sumner A. Patten, Eliphalet B. Beal, Peres B. Beal, Henry Beal, Charles A. Skillings, Otis G. Bennett, Daniel W. Bennett, Elma C. Bennett, William S. Knowlton, Charles Davison, Andrew Cushman, Edward P. Davis, William M. Jones, Charles W. Folsom, Simon P. Prescott, William G. Jones and Edwin R. Haynes, their successors and assigns, are hereby created a body politic and corporate by the name of the Eureka Slate Company, for the purpose of quarrying and manufacturing slate in its various forms and for any other purpose necessary therefor, with all the powers and privileges, and subject to all the duties, liabilities and requirements, of similar corporations by the laws of the state.

Corporators.

Name.

Purpose.

Powers, privileges, duties and liabilities.

SECT. 2. Said corporation may purchase and hold real and personal estate to an amount not exceeding at any one time two hundred and twenty-five thousand dollars, with full powers to manage and dispose of the same.

May purchase and hold real and personal estate.

SECT. 3. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 639.

An act to incorporate the Cumberland County Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. John E. Donnell, William L. Putnam, Charles H. Haskell, Israel Washburn, junior, Nathan Cummings, Nathan Cleaves, A. W. H. Clapp, T. C. Hersey, Eleazer McKenney, W. S. Dana, Joseph Howard, R. M. Richardson, Samuel J. Anderson, R. O. Conant, George F. Emery, their associates, successors and

Corporators.

CHAP. 639.**Name.****By-laws.****Location.****Duties, liabilities, rights and privileges.****Deposits and certificates.****Deposits may be withdrawn.****Income, division of.****First meeting, how called.****Members, election of.
Officers.****Tenure of office.****Oaths.****Bonds.****Treasurer and secretary.****Deeds of conveyance.****Annual meeting.****Quorum.****Corporate members, number of, limited, &c.**

assigns, are hereby constituted a body politic and corporate by the name of the Cumberland County Savings Bank, with power by that name to prosecute and defend suits at law and in equity, to have and to use a common seal, and make all such by-laws, rules and regulations as are necessary to the government and management of their concerns and not repugnant to the laws of the state. Said corporation shall have its place of business in the city of Portland, in the county of Cumberland, and shall be subject to the duties and liabilities and enjoy all the rights and privileges conferred upon similar institutions by the laws of the state.

SECT. 2. Said corporation is hereby authorized to receive deposits of money and to issue certificates therefor, and such deposits of money shall be used as shall be judged most for the benefit of said depositors, and such deposits may be withdrawn at such reasonable times and in such manner as said corporation by its by-laws may determine, and the net income or profit thereof shall be divided among the persons making such deposits, their successors, administrators and assigns, in equitable proportion.

SECT. 3. The first three persons named in this act, or either two of them, are hereby authorized to call the first meeting of said corporation, by giving seven days' written notice to each of the corporators, at which meeting and at every subsequent annual meeting, said corporation may elect by ballot any person or persons members thereof, may choose such officers as may to them seem proper for their organization and government, who shall continue in office one year and until others are chosen and qualified in their stead; and the persons elected treasurer and secretary, before entering upon their official duties, shall be sworn to the faithful performance thereof, and the treasurer shall give bonds, satisfactory to said corporation, for the faithful discharge of his duties; *provided*, that the office of secretary and treasurer may, if deemed advisable, be held by the same person.

SECT. 4. All deeds of conveyance, covenants and grants, made in behalf of said corporation, shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation, shall be valid and effectual to convey real and personal property or bind the corporation.

SECT. 5. The annual meeting of the corporation shall be holden in the month of May, and at all meetings of the corporation a majority of the corporators shall be necessary to constitute a quorum for the transaction of business.

SECT. 6. The number of corporate members of the Cumberland County Savings Bank shall not be less than ten nor more than twenty; and said corporation, at any legal meeting, may establish by-laws providing that members removing from the state, or fail-

ing to attend the annual meetings for two successive years, unless excused by the corporation, shall cease to be members thereof. CHAP. 640.

SECT. 7. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 640.

An act to authorize the construction of a fish weir in Pleasant river.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Stillman Look, Otis Look, Austin Look, Augustus N. Look and Ellis W. Look, are authorized to build a fish weir on the east side of Pleasant river, on flats adjoining the upland owned by Stillman Look and Otis Look, to extend from said upland to low water mark ; to be constructed of piles, stakes, boards and brush ; said weir shall have suitable perches or boards painted white, at all seasons of the year, so that navigation may pass and repass in safety.

Authorized to
build fish weir.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 641.

An act to set off a part of a small island from Alton and annex the same to the town of Oldtown.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. So much of the small island in Pushaw stream at Porter's mills, so called, as is situated in the town of Alton, and as lies easterly of the east line of the highway crossing said island, is hereby set off from the town of Alton and annexed to the town of Oldtown.

Certain territory
set off from Alton
and annexed to
Oldtown.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

CHAP. 642.

Chapter 642.

An act authorizing John Locke, George W. Locke and Charles R. Locke, to maintain a dam and sluice across the Ballard brook in the town of Fryeburg.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to repair and maintain dam across Ballard brook.

SECT. 1. John Locke, George W. Locke and Charles R. Locke, their associates, successors, heirs and assigns, are hereby authorized and empowered to repair and maintain their dam across the Ballard brook in the town of Fryeburg, in the county of Oxford, to repair the old sluice through said dam, or build and maintain a new one, for the purpose of facilitating the slipping of lumber through said dam and sluice and drive it down said stream.

Purpose.

Toll granted.

SECT. 2. There shall be allowed the said John Locke, George W. Locke and Charles R. Locke, their associates, successors, heirs and assigns, for the passage of logs through this dam and sluice, a toll of twelve cents per thousand feet, board measure, to be paid by the owner of the same, upon the passage of said logs through said dam and sluice; and the said owners of the dam and sluice shall have a lien on all the lumber or logs sluiced through said dam and sluice, to secure the payment of the toll as aforesaid, which may be enforced by attachment, and which shall take precedence of all other claims, except liens reserved by section nineteen of chapter ninety-one, revised statutes.

Lien on logs and lumber for payment of toll.

Dam and sluice, duty of persons using them.

SECT. 3. It shall be the duty of any person or persons who may pass said dam or sluice with logs or lumber, to employ a sufficient number of men to execute the work promptly, so that no more water shall be used than is indispensably necessary.

SECT. 4. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 643.

An act to incorporate the Cumberland Air-Power Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Benjamin Kingsbury, junior, Neal Dow, Rensselaer Cram, Rufus E. Wood, William W. Thomas, William A. Goodwin and James T. McCobb, their associates, successors and assigns, are hereby created a body corporate by the name of the Cumberland Air-Power Company, with all the rights and privileges, and subject to all the duties and obligations provided by the general laws of this state relating to corporations.

Name.

SECT. 2. The capital stock of said company shall be fifty thousand dollars, subject to be increased to any further amount at any time, and from time to time, not exceeding in the whole four hundred thousand dollars. **CHAP. 644.**

Capital stock.

SECT. 3. The business of the company shall be the application of the power of compressed air to machinery and manufacturing purposes, including the building of dams and using water and other power for the compressing of air, and manufacturing by means of compressed air and other power, and the using, and leasing and dealing in, and the transmitting and delivering of compressed air, and buying and selling, and leasing and dealing in patents for using and transmitting compressed air and other fluids, and for governors or meters for regulating and measuring this and other power. **Business and purposes of company.**

SECT. 4. Said company shall have the right to locate and lay pipes for conducting compressed air in and upon and along and over the line of any public way, street; or bridge or railway, but in such manner as not to incommode or endanger the customary use thereof. **May locate and lay pipes for conducting compressed air, &c.**

SECT. 5. The said company shall have, and there is hereby granted it, all the rights which the city of Portland has by force of section three, chapter two hundred fifty-seven of the public acts of this state, whenever the city council of said city shall by vote consent thereto. **Certain rights granted to company, contingent upon vote of city council.**

SECT. 6. The first meeting of said company shall be called by personal notice from any two of said corporators, to the other corporators herein named, five days before the time fixed in such notice for such meeting, and the certificate of such two corporators shall be proof of the giving the notice herein provided for. **First meeting, how called.**

SECT. 7. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 644.

An act to amend "an act to incorporate the Auburn Aqueduct Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The second section of chapter one hundred seventy-two of the special acts of eighteen hundred sixty-nine, is hereby amended, by striking out all of said section after the word "choose" in the seventh line, and inserting in place thereof the following: 'Said corporation shall also have power to take and divert to their own use so many of the water springs and so much **Amendment.**

Corporation may take and use water springs not

CHAP. 644.

necessary for
domestic purposes

Aqueducts,
repair of, &c.

May take and
hold real estate,
erect and main-
tain dams, &c.

May tax parties
for water supplied

Amendment.

Capital stock not
to exceed \$50,000.

Authorized to lay
down, take up
and repair pipes,
aqueducts, &c.,
under regulations
of city council.

Damages.

Adjustment of
damages in case
of disagreement of
parties.

of the water thereof, on Morrill hill and Goff's hill, in said Auburn, as may be required for their purposes, not now necessary and used for domestic purposes by the owners thereof; also to construct and keep in repair aqueducts from said springs, and from springs intervening in said Auburn, to such points in said city as may be necessary to supply pure water for domestic and municipal purposes, including the extinguishment of fires; to take and hold so much of the water of said springs as may be adequate to such supply; and said corporation for the purposes aforesaid may take and hold by purchase or otherwise, any real estate necessary for erecting and maintaining reservoirs and dams, for laying and maintaining aqueducts for conducting, discharging, distributing and disposing of water, and for forming reservoirs thereof, for the purposes aforesaid. Said corporation may tax parties such reasonable sums for water supplied by them as they may deem proper.'

SECT. 2. Said act is further amended, by striking out the third section, and inserting in its place the following:

'Sect. 3. Said corporation may hold real and personal estate necessary and convenient for the purposes aforesaid, not exceeding in amount one hundred thousand dollars, and the capital stock shall not exceed fifty thousand dollars, and shall be divided into shares of fifty dollars each, and shall be applied exclusively to the supply and distribution of water for the purposes set forth in this act.'

SECT. 3. Said corporation is hereby authorized to lay down and through the streets of said city of Auburn, and to take up, replace and repair all such pipes, aqueducts, reservoirs and fixtures, as may be necessary for the objects herein set forth, under such regulations as the city council may prescribe, and shall be liable to pay all damages that shall be sustained by any person or corporation in their property by the taking of any land or springs, or by excavating through any land for the purpose of laying down and repairing their pipes and aqueducts, constructing reservoirs and building dams; and if any person or corporation sustaining damages as aforesaid, shall not agree with this corporation in the adjustment thereof, such aggrieved party may cause damages to be ascertained in the same manner and under the same restrictions and limitations as are by law prescribed in the case of damages by the laying out of highways.

Approved February 17, 1871.

Chapter 645.**CHAP. 645.**

An act to authorise the Belfast and Moosehead Lake Railroad Company to construct wharves and piers into tide water in Belfast, and to amend the charter of said company, and for other purposes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The Belfast and Moosehead Lake Railroad Company are hereby authorized to build and maintain, or cause to be built and maintained wharves and piers into tide water on the easterly side of their railroad track, between the Belfast east bridge and Lewis' wharf in the city of Belfast, to extend not exceeding two hundred feet from said track, and the said railroad company are hereby authorized to construct any side tracks and turnouts, and to make any alterations or change of materials or improvements in said railroad; *provided*, that nothing in this act shall be construed in any way to impair or affect the rights and claims of parties who own or claim to own land where such wharves and improvements may be constructed.

Authorized to build wharves and piers.

May construct side tracks and turnouts, &c.

Proviso.

SECT. 2. Section seventeen of the three hundred and eightieth chapter of the private and special laws of eighteen hundred and sixty-seven, is hereby amended, so that said section shall read as follows, namely: 'If the said corporation shall not have been organized and the location, according to actual survey of the route or some part thereof, filed with the county commissioners of the counties, or either of them, through which the same shall pass, on or before the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-six, or if the said corporation shall fail to complete said railroad or any part thereof on or before the thirty-first day of December, in the year of our Lord one thousand eight hundred and seventy-seven, in either of the abovementioned cases this act shall be null and void.'

Amended.

Location and survey, when to be made.

SECT. 3. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 646.

An act to amend "an act to incorporate the St. John Agricultural Society."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section one of "an act to incorporate the St. John Agricultural Society," is hereby amended, by inserting after the names of persons in said section the following names, namely: 'Registe Daigle, Romaine Cyr, Dennis Cyr, Paul Cyr, Gilbert

Amended.

CHAP. 647. Picard, John Picard, Augustine Daigle, Solomon Martin, Solomon Cyr, Frederick Thibodeau, Severe Violette, Abraham Dubay, Joseph Dubay, James Keegan, Thomas Keegan and P. C. Keegan.'

Amendment.

SECT. 2. Section four of said act, is also amended, by adding after the word "act" in the second line, the words 'as amended,' so that said section shall read as follows:

First meeting,
how called.

'Sect. 4. The first meeting of said society shall be called by any two of the persons named in the first section of this act, as amended, in such manner as they may determine, stating the time and place of meeting, at which meeting the officers of said society shall be chosen, and such other proceedings had for a full and complete organization as a majority of the members may determine.'

Approved February 17, 1871.

Chapter 647.

An act to amend chapter three hundred and forty-eight of the private laws of eighteen hundred and seventy, conferring certain powers on the city of Portland.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Amended.

SECT. 1. The second section of the act entitled "an act additional to chapter two hundred and seventy-five, private and special laws of eighteen hundred and sixty-three, conferring certain powers on the city of Portland," approved February twenty-sixth, eighteen hundred and seventy, is hereby amended, by striking out the word "or" between the words "brick" and "flat" in the fourth line of said section, and inserting after the word "stones" in said line, the words 'concrete or other materials,' so that said section, as amended, shall read as follows: 'The city of Portland may at their option without notice and under such regulations or orders as they may have established or passed, or may hereafter establish or pass, construct sidewalks or footways, laid with brick, flat stones, concrete or other materials, with suitable curbs, on any street or portion thereof, and direct one-half the cost thereof to be assessed on adjacent lots, and for that purpose may direct the curb to be set at any time, previous to the construction of the walk, and cause the cost of the curb and the cost of the paving of the walk to be assessed separately, as each is or may be done; *provided*, that no owner or proprietor shall be assessed for more than two hundred feet in length of sidewalk or

City may construct sidewalks or footways, and one-half of the costs to be assessed on adjacent lots.

Proviso.

footway, on any one street in front of any unimproved lots or parcels of land.' CHAP. 648.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1871.

Chapter 648.

An act giving the consent of the legislature of Maine to the purchase by the United States of land within this state for public purposes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That the consent of the legislature of the State of Maine be, and the same is hereby, given to the purchase by the government of the United States, or under the authority of the same, of any tract, piece, or parcel of land, from any individual or individuals, bodies politic or corporate, within the boundaries or limits of the state, for the purpose of erecting therein lighthouses and other needful public buildings whatever ; and all deeds, conveyances of title-papers for the same, shall be recorded, as in other cases, upon the land records of the county in which the land so conveyed may lie ; and in like manner may be recorded, a sufficient description, by metes and bounds, courses and distances, of any tract or tracts, legal divisions, of any public land belonging to the United States, which may be set apart by the general government for any or either of the purposes before mentioned, by an order, patent, or other official document or papers, so describing such land. The consent herein and hereby given being in accordance with the seventeenth clause of the eighth section of the first article of the constitution of the United States, and with the acts of congress in such cases made and provided.

Consent of the legislature to the purchase by the United States of land within the state for public buildings.

Conveyance to be recorded.

SECT. 2. The lots, parcels, or tracts of land so selected, together with the tenements and appurtenances for the purposes before mentioned, shall be held exempt from taxation by the State of Maine.

Property not to be taxed.

SECT. 3. This act shall take effect when approved.

Approved February 18, 1871.

An act for the relinquishment to the United States in certain cases of title to lands for sites of light stations on the coast and waters of the state.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Proceedings for the relinquishment to the United States of the title to land for the erection of light-houses, &c., when the title cannot be otherwise obtained.

SECT. 1. That whenever it shall be made to appear to any justice of the supreme judicial court, upon the application of any authorized agent of the United States, that the said United States are desirous of purchasing any tract of land and the right of way thereto, within the limits of this state, for the erection of a light-house, beacon-light, range-light, or light-keeper's dwelling, and that the owner or owners of said land are unknown non-residents, or minors, or from any other cause, are incapable of making a perfect title to said lands, or in case the said owners being residents, and capable of conveying, shall, from disagreement in price, or any other cause whatever, refuse to convey said lands to the United States, it shall be the duty of said justice to order notice of the said application to be published in some newspaper nearest to where said lands lie, once in each week, for the space of four months, which notice shall contain an accurate description of the said lands, together with the names of the owners, or supposed owners, and shall require all persons interested in the said lands to come forward, on a day to be specified in said notice, and file their objections, if any they should have, to the proposed purchase; and at the time specified in said notice it shall be the duty of a justice of said court to empanel a jury, in the manner now provided by law, to assess the value of said lands at their fair market value, and all damages sustained by the owner of the lands so appropriated by reason of such appropriation, which amount when so assessed, together with the entire costs of said proceedings, shall be paid into the county treasury of said county in which said proceedings are had, and thereupon the sheriff of the said county, upon the production of the certificate of the treasurer of said county that the said amount has been paid, shall execute to the United States, and deliver to their authorized agent a deed of the said lands, reciting the proceedings in said cause, which said deed shall convey to the said United States a good and absolute title to the said lands against all persons whatsoever.

Disposal of the purchase money.

SECT. 2. The money so paid into the county treasury shall there remain until ordered to be paid out by a court of competent jurisdiction.

Treasurer receiving the money to give a bond.

SECT. 3. It shall be the duty of the judge directing the money to be paid to a county treasurer, in accordance with the proceedings of this act, to require of such treasurer a bond in double the amount of money ordered to be paid by him, with two or more

sufficient sureties, to be approved by said judge. Said bonds shall be payable to the people of the State of Maine, for the use and benefit of such persons, severally, as are entitled to said money. Said bonds shall be executed and approved and filed with the clerk of said court before receiving said money. CHAP. 650.

SECT. 4. In all cases of publication of notice under this act the court shall require the same proof as in cases of publication of notice under the civil practice act of this state. Proof of notice.

Approved February 18, 1871.

Chapter 650.

An act to incorporate the town of Eustis.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Township numbered one in range four, Franklin county, heretofore known by the name of Eustis plantation, is hereby incorporated into a town by the name of Eustis, with all the rights and powers of towns, and subject to all the liabilities thereof. Eustis, town of, incorporated.

SECT. 2. The collectors of Eustis plantation shall have power to finish the collection of all taxes which have been committed to them for collection prior to the approval of this act, and in case of unpaid non-resident taxes, shall have power to return them to the treasurer of the town of Eustis, as collectors of towns may now do, and the treasurer of said town of Eustis is hereby authorized and fully empowered to collect the same, as treasurers of towns may now do. Collectors of Eustis plantation, powers of, in collecting taxes.

SECT. 3. Allen Blanchard, junior, is hereby authorized to call the first meeting for the organization of said town, by posting up two warrants in two public places in said Eustis plantation, seven days previous to the meeting, in the months of March or April following the approval of this act. First meeting, how called.

SECT. 4. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 651.

An act to incorporate the Portland Rossini Club.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. H. N. Weatherbee, Emily R. Brown, Elizabeth C. Allen, Isabella L. Millett, H. S. McCobb and Mary D. Boyd, their Corporators

CHAP. 652.

Name.

Powers, privileges, duties and obligations.

Object of the corporation.

Capital stock.

First meeting, how called.

associates and successors, are hereby created a body corporate by the name of the Portland Rossini Club, with all the powers and privileges and subject to all the duties and obligations of corporations, under the laws of this state.

SECT. 2. The object of the corporation shall be, mutual improvement in the art of music.

SECT. 3. The capital stock of the corporation shall be three thousand dollars, subject to be increased by vote of the corporation to six thousand dollars.

SECT. 4. The first meeting of the corporation shall be called by notice by any one of the corporators, to the other corporators, two days before the time of meeting given in the notice.

SECT. 5. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 652.

An act to amend the charter of Wiscasset Bridge Company approved June thirty, eighteen hundred forty-six.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Amended.

Authorized to discontinue and remove bridge in town of Edgecomb whenever stockholders vote to remove same.

SECT. 1. The charter of the Wiscasset Bridge Company, approved June thirty, eighteen hundred forty-six, is hereby amended, so as to authorize the said company to discontinue and remove its bridge in the town of Edgecomb, leading from Davis' island to the main land, whenever at a legal meeting of the stockholders of said company they shall vote to discontinue and remove the same.

SECT. 2. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 653.

An act to incorporate the Segeunkedunk Water Power and Manufacturing Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

Name.

Purpose.

SECT. 1. Daniel Sargent, second, Harlan P. Sargent and Daniel A. Sargent, their associates and successors, are hereby created a body corporate by the name of the Segeunkedunk Water Power and Manufacturing Company, for the purpose of increasing and improving the water power of the Segeunkedunk stream in the county of Penobscot, and manufacturing wool, cotton, wood, steel or iron,

flour from wheat or other grain, paper, lumber or other kinds of manufactures, at one or more places in the towns of Brewer and Orrington, in said county, with the right to erect or purchase such mills, dams and buildings, as may be necessary for their purposes. CHAP. 654.

SECT. 2. Said corporation may acquire and hold real and personal estate, water rights and rights of flowage, to such an amount as may be necessary, not to exceed one hundred thousand dollars.

May hold real and personal estate, &c.

SECT. 3. This corporation may enter upon, take and hold such land as may be necessary to build said dams and make said improvements on said stream and on the ponds emptying into said stream, and shall pay to the owners the fair and just value therefor and in case the corporation and the owner cannot agree about the value, like proceedings and like remedies to those provided by law in case of land taken by railroad companies are hereby provided.

May take land necessary to build dams and improve stream.

Damages to be paid to owners of lands taken.

SECT. 4. No authority is granted by this act to this corporation to deprive any mill owner on the Segeunkedunk stream of any lawful right which he now has to the natural flow of the water in said stream to as great an extent as he would have if the dams at the outlet of Brewer and Fields' ponds were not built.

Mill owners on stream not to be deprived of natural flow of water.

SECT. 5. The first meeting of this corporation shall be called by Daniel Sargent, second, by personal and reasonable notice to the other persons named in the first section.

First meeting, how called.

SECT. 6. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 654.

An act to amend an "act to authorize a further extension of the Androscoggin Railroad," approved February fourth, eighteen hundred and sixty-seven.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Section one of an act entitled "an act to authorize a further extension of the Androscoggin Railroad," is hereby amended, by adding to said section the following words, namely: 'Or to connect with the said Atlantic and St. Lawrence Railroad at any point within the limits of the said towns of Danville, Auburn, Poland or Minot.'

Amended.

Authorized to connect with A. & St. L. Railroad in limits of certain towns.

SECT. 2. This act shall take effect when approved.

Approved February 18, 1871.

CHAP. 655.

Chapter 655.

An act to amend chapter five hundred thirty-eight of the special laws of eighteen hundred and sixty-eight, entitled "an act to authorize Abernethy Grover and others to improve Sunday river."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Gilman L. Blake, Abner Davis, Moses C. Foster and David Hammons, their associates, successors and assigns, are hereby made and constituted a body corporate and politic, by the

Name.

name of the Sunday River Improvement Company, with power by said name, to sue and be sued, and to choose all necessary and proper officers, and to have all the powers, privileges and immunities, and be subject to all the liabilities and duties as are, or may be, provided by the general laws of the state respecting similar corporations.

Powers and privileges, liabilities and duties.

Authorized to improve Sunday river.

SECT. 2. The said company is hereby authorized to improve Sunday river in the town of Newry, Oxford county, by building dams, side dams and sluices, and by removing stones and rocks from the bed of said river, and making such other improvements as may be deemed necessary, but shall be liable for all damages to the property of individuals which may be caused thereby.

Damages of property of individuals.

Toll granted on logs.

SECT. 3. The said company are hereby authorized to collect a toll of not exceeding five cents per log on each log that may be put into said river above the Foster bridge, so called, and driven down said river; and a lien is hereby created on said logs to the amount of said toll to continue for thirty days after their arrival at the destined place of manufacture, to be enforced by said company by attachment, or instead thereof said company may recover the amount of said toll of the respective owners of said logs by an action of assumpsit.

Lien.

First meeting, how called.

SECT. 4. Moses C. Foster, one of the corporators, herein named, is authorized to call the first meeting of said corporation by giving two weeks notice in any newspaper published in said county.

Act may be repealed or amended by legislature.

SECT. 5. The legislature shall have power at all times to repeal or amend this act.

SECT. 6. All parts of said act inconsistent with the provisions of this act are hereby repealed.

Approved February 18, 1871.

Chapter 656.**CHAP. 656.**

An act to authorise Nathan F. Houston to build a wharf into tide water in Belfast.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Nathan F. Houston, his heirs and assigns, are hereby authorized and empowered to build and maintain a wharf into tide water in front of his land in Belfast, not exceeding ten feet beyond low water mark.

Authorized to
build wharf into
tide waters.

SECT. 2. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 657.

An act to change the name of plantation number two, range two, west of the Kennebec river, to Highland.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The name of plantation number two, range two, west of the Kennebec river, is hereby changed to Highland, and said plantation shall hereafter be known by the name of Highland plantation.

Name changed.

SECT. 2. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 658.

An act to incorporate the Cherryfield Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. John W. Coffin, H. H. Bowles, William Freeman, Alexander Campbell, D. W. Campbell, George H. Coffin, S. N. Campbell, G. R. Campbell, John H. Nickels, William Freeman junior, Harrison Hume, George Wingate, J. W. Moore, D. E. Nickels, Charles Campbell, W. M. Nash, A. R. Nash, George W. Wakefield, William B. Nash, G. L. Stevens, W. N. Small, J. A. Nash, J. A. Milliken, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Cherryfield Savings Bank, with power by that name to prosecute and defend suits at law and in equity, to have and to use a common seal, and make all such by-laws, rules and regulations as are necessary to the government and management of their con-

Corporators.

Corporate name.

By-laws.

CHAP. 658.	cerns and not repugnant to the laws of the state. Said corporation shall have its place of business in the town of Cherryfield, in the county of Washington, and shall be subject to the duties and liabilities and enjoy all the rights and privileges conferred upon similar institutions by the laws of the state.
Location.	
Duties and liabilities.	
Deposits.	SECT. 2. Said corporation is hereby authorized to receive deposits of money and to issue certificates therefor, and such deposits of money shall be used as shall be judged most for the benefit of said depositors, and such deposits may be withdrawn at such reasonable times and in such manner as said corporation by its by-laws may determine, and the net income or profit thereof shall be divided among the persons making such deposits, their successors, administrators and assigns, in equitable proportion.
Income, division of.	
First meeting, how called.	SECT. 3. The first three persons named in this act, or either two of them, are hereby authorized to call the first meeting of said corporation, by giving seven days written notice to each of the other corporators, at which meeting, and at every subsequent annual meeting, said corporation may elect by ballot any person or persons members thereof, may choose such officers as may to them seem proper for their organization and government, who shall continue in office one year and until others are chosen and qualified in their stead; and the persons elected treasurer and secretary, before entering upon their official duties, shall be sworn to the faithful performance thereof, and the treasurer shall give bonds, satisfactory to said corporation, for the faithful discharge of his duties; <i>provided</i> , that the office of secretary and treasurer may, if deemed advisable, be held by the same person.
Members, election of.	
Officers.	
Tenure of office.	
Treasurer and secretary.	
Oaths.	
Bonds.	
Proviso.	
Deeds of conveyance.	SECT. 4. All deeds of conveyance, covenants and grants, made in behalf of said corporation, shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation, shall be valid and effectual to convey real and personal property or bind the corporation.
Annual meeting.	SECT. 5. The annual meeting of the corporation shall be holden in the month of May, and at all meetings of the corporation a majority of the corporators shall be necessary to constitute a quorum for the transaction of business.
Corporate members, number of, limited.	SECT. 6. The number of corporate members of the Cherryfield Savings Bank shall not be less than ten nor more than twenty-five, and said corporation, at any legal meeting, may establish by-laws providing that members removing from the state, or failing to attend the annual meetings for two successive years, unless excused by the corporation, shall cease to be members thereof.
Membership, relating to.	SECT. 7. This act shall take effect when approved.

Chapter 659.**CHAP. 659.**

An act to incorporate the Cooper Brook Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Dudley F. Leavitt and George M. Weston, their associates and assigns, are hereby incorporated under the name of the Cooper Brook Dam Company, with all the powers and privileges of similar corporations.

Corporators.

Name.

SECT. 2. The said corporation may erect dams and make other improvements on Cooper brook, in the county of Piscataquis, to facilitate the driving of logs down the same, under the conditions and limitations hereinafter mentioned.

May erect dams and make improvements on Cooper brook.

SECT. 3. A toll of fifty cents is hereby granted for each thousand feet, board measure, woods scale, upon all logs and lumber which may pass over or through the improvements of said corporation, and a lien is created upon such logs and lumber for the payment of the toll ; but the logs of each particular mark shall be holden to pay the toll of such mark only, and if the toll is not paid within twenty days after such logs and timber, or a major part of the same, shall arrive at the Penobscot boom, the said corporation may sell at public auction so much of said logs and timber as may be necessary to pay such toll and all charges, first giving ten days notice of the time and place of sale in some newspaper printed in Bangor.

Toll granted on logs and lumber.

Lien to secure payment of toll.

Logs and lumber may be sold by public auction in case of neglect to pay toll.

SECT. 4. The expense of erecting the dams and improvements, shall be credited and allowed by the land agent, and when paid from tolls the tolls shall cease.

Expense of erecting dams, &c.

SECT. 5. No dams or improvements shall be made in township A, in the eleventh range, without the consent of the proprietors of said township and under their directions, and no water shall be drawn from the dam or dams without the consent of said proprietors, and the drawing of said water shall be under their control.

Dams and improvements not to be made in township A, without consent of proprietors.

SECT. 6. The said corporation may take lands and materials to construct their dams and improvements, and if the parties cannot agree, the damages shall be estimated by the county commissioners for the county of Piscataquis in the same manner and under the same conditions and limitations as are provided in case of taking lands for the laying out of public highways ; and the corporation may flow contiguous land, and the proprietors shall have the same remedy as where lands are flowed, under a statute of the state, by the erection of mills.

May take lands and materials to construct dams and improvements.

Damages, how estimated and adjusted.

SECT. 7. This act shall take effect when approved.

Approved February 18, 1871.

CHAP. 660.

Chapter 660.

An act to prevent the destruction of fish in Penamaquon river, in the town of Pembroke.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Alewives and salmon not to be taken from Penamaquon river for three years.

SECT. 1. All persons are forbidden to take the fish known as alewives and salmon from Penamaquon river in Pembroke, in Washington county, for the term of three years from and after the passage of this act.

Penalties for violation of act.

SECT. 2. If any person shall violate the provisions of this act, he shall pay for each and every violation the sum of ten dollars, to be recovered in an action of debt, one-half to the person who may prosecute and the other half to the use of the town where the offence is committed.

Town of Pembroke may make regulations in regard to rights of taking fish at expiration of three years.

SECT. 3. The said town of Pembroke, at the expiration of the said three years, shall have power to make such regulations in regard to the time and manner, or disposition of the rights of taking fish in said river, as a majority of the legal voters of the town may from time to time determine : and any person who shall be guilty of taking fish from said river in Pembroke in violation of the regulations which said town may so establish, or in any manner contrary to that established by the town, shall be liable to the penalties provided in the second section of this act.

Violation of regulations of town, penalties for.

SECT. 4. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 661.

An act to authorize the Franklin Wharf Company of Portland, to extend its wharf.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to extend wharf into tide waters.

SECT. 1. The Franklin Wharf Company of Portland, is hereby authorized to extend its wharf into tide waters, commencing at the easterly corner of said wharf and running southerly to a point not exceeding twenty-five feet beyond the harbor commissioners' line, and thence westerly in such a direction as would strike a direct line drawn southerly from the westerly corner of said wharf, at the distance of fifteen feet from the westerly end of the base of the solid wall of said wharf as now constructed.

SECT. 2. This act shall take effect when approved.

Approved February 18, 1871.

Chapter 662.**CHAP. 662.**

An act to authorise the city of Belfast to purchase the first mortgage bonds of the Belfast and Moosehead Lake Railroad Company, and for other purposes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The city of Belfast, by vote of its city council, is hereby authorized to purchase a part or the whole of the first mortgage bonds of the Belfast and Moosehead Lake Railroad Company, not exceeding the amount of one hundred and fifty thousand dollars, and said city of Belfast, by vote of its city council, as aforesaid, may raise the money for purchasing said bonds by issuing its bonds, with interest payable semi-annually, at a rate not exceeding seven and three-tenths per cent. per annum, and for a period not exceeding thirty years.

City of Belfast authorized to purchase first mortgage bonds of B. & M. Railroad Co.

May raise money for purchasing said bonds by issuing its bonds. Rate of interest.

SECT. 2. The first mortgage bonds of the Belfast and Moosehead Lake Railroad Company, issued or to be issued, not exceeding one hundred and fifty thousand dollars, and all second mortgage bonds issued with the stock of said railroad company, shall be subject to all the provisions, exemptions and immunities provided for the stock of said company in the first section of the three hundred and ninety-fifth chapter of the private and special laws of one thousand eight hundred and sixty-seven, from the date of the approval of this act.

Bonds payable within 30 years.

Amount limited.

SECT. 3. This act shall take effect when approved.

Approved February 20, 1871.

Chapter 663.

An act to incorporate the Mechanics' Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Arthur Sewall, John S. Elliott, A. G. Page, T. M. Reed, J. T. Patten, J. A. McLellan, T. W. Hyde, E. B. Drummond, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Mechanics' Savings Bank, with power by that name to prosecute and defend suits at law and in equity, to have and use a common seal, to make all such by-laws, rules and regulations as are necessary to the government and management of their concerns, and not repugnant to the laws of the state. Said corporation shall be established in the city of Bath, county of Sagadahoc, and shall be subject to all the duties and liabilities and enjoy all the rights and privileges incident to such corporations.

Corporators.

Name.

By-laws.

Location.

CHAP. 663.

Deposits.

SECT. 2. The said corporation is hereby authorized to receive deposits of money, deeds of conveyance, assignments of choses in action, and bills of sale of property, to issue certificates for such cash deposits, and such deposits of money shall be used as they shall judge most for the benefit of the depositors; and such deposits may be withdrawn at such reasonable times and in such manner as a majority of the corporators named in this act shall appoint, and the net income or profit thereof shall be divided by them among the persons making such deposits, their executors, administrators or assigns, in just proportion.

Income, division of.

Deeds of conveyance.

SECT. 3. All deeds of conveyance, covenants and grants made in behalf of said corporation, shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation shall be valid and binding on the corporation.

First meeting, how called.

SECT. 4. The first three persons named herein, are authorized to call the first meeting of said corporation, by giving seven days' notice in writing to each of the other corporators; and his affidavit of having given said notice, sworn to before any justice of the peace in said Bath, shall be conclusive evidence of the fact, at which meeting, and at every subsequent annual meeting, said corporation, may by ballot, choose any person or persons as members thereof, may choose such officers as to them may seem necessary, who shall continue in office one year, and until others are chosen in their places. The treasurer and secretary elect before entering upon their official duties shall be sworn to the faithful performance thereof, and the treasurer shall further give satisfactory bond, to be approved by the corporation, for the faithful discharge of his duties, and with such other conditions as the corporation may require; *provided however*, that the offices of secretary and treasurer may be united in one person, if the corporation so decide by ballot.

Members, election of.
Officers.

Tenure of office.

Treasurer and secretary.
Oaths.

Bond.

Proviso.

Annual meeting.

Quorum.

Proviso.

SECT. 5. The annual meeting of said corporation shall be holden at said Bath, in the month of January, and at that meeting and all other meetings it shall require at least seven of the corporators or their associates to constitute a quorum for the dispatch of business; *provided however*, that the first meeting of this corporation may be held at any time after the act of incorporation is approved.

SECT. 6. This act shall take effect when approved.

Approved February 21, 1871.

Chapter 664.**CHAP. 664.**

An act to incorporate the Parker's Bay Ice Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That Alden Morse, John G. Morse, James H. Robinson and James D. Robinson, their associates, successors and assigns, be and hereby are incorporated a body corporate by the name of the Parker's Bay Ice Company, with authority to build and maintain a dam to exclude the tide waters entirely from Parker's bay, in Phippsburg, at or near the locality of the present dam, for the purpose of creating an ice pond, with authority to build suitable wharves, piers and other erections that may facilitate the getting and shipping of ice, with authority to deepen the channel to Kennebec river, for vessels of large draft. And said company may hold real and personal estate to the value of one hundred thousand dollars, for the prosecution of its business. Said company shall not flow the fresh water so as to inundate any highway or marsh land, while the pond is used for an ice pond.

Corporators.

Name. *

May build and maintain dam.

Suitable wharves, piers, &c.

Deepen the channel of Kennebec river.

May hold real and personal estate.

Flowage, regulation of.

SECT. 2. The doings of the town of Phippsburg, at its town meeting held on the sixth day of August, in the year of our Lord one thousand eight hundred and seventy, relating to said dam and ice business, are hereby made valid and effectual.

Doings of town of Phippsburg, relating to dams, &c., made valid.

SECT. 3. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 665.

An act to incorporate the Oldtown Water-Power and Manufacturing Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Charles V. Lord and Alfred Veazie, and their associates and successors, are hereby made a corporation by the name of the Oldtown Water-Power and Manufacturing Company, for the purpose of cutting a canal from some point flowed by the Penobscot river in the low state of water thereof, north of the Bangor, Oldtown and Milford Railroad bridge, thence southerly along the easterly part of Marsh island, in Oldtown, across lots eighteen and seventeen, Holland's plan, and so much of lot sixteen as may be found necessary, to the Penobscot river, on the east end of lot sixteen, and to create a water power to use or sell or lease to other persons or corporations, to use for manufacturing and mechanical purposes ; and for the purpose of constructing the said canal, may take, occupy and enclose any of the lands adjoining such canal

Corporators.

Name.

Purpose.

May take and enclose lands adjoining canal

CHAP. 665.

necessary for
building and
repairing same,
&c.

Powers and
privileges.

May hold real
estate to amount
of \$500,000.

Capital stock not
to exceed \$1,000,-
000.

Shares.

Authorized to
level up Oldtown
falls.

Proviso.

Annual payment
to be made by
corporation
towards maintain-
ing sluice, &c.

Mill owners
released from
certain obliga-
tions.

May construct
dam across Still-
water branch.

Height of same
regulated.

which may be necessary for building or repairing the same, and other necessary purposes on each side of said canal, and may blow up and remove any rocks in said river, and dig any of the land near to said river through which it may be necessary to pass said canal; and said company shall have all the powers and privileges and be subject to all the duties and liabilities and restrictions set forth in the forty-sixth chapter of the revised statutes.

SECT. 2. Said corporation may hold real estate, not exceeding, exclusive of the expenditure for the canal, five hundred thousand dollars, and the whole capital stock of said corporation shall not exceed one million dollars, and said stock shall be divided into shares not exceeding one hundred dollars each.

SECT. 3. The said corporation is hereby authorized and empowered to level up the Oldtown falls on Penobscot river, between Oldtown and Milford, to the highest point or platform in said falls, as the same now are; *provided*, that a sluice shall be constructed and maintained through said dam to the satisfaction of the county commissioners of Penobscot county, at the most convenient part thereof, and at the level of the present sluice on the east side of the river, of sufficient capacity and size to accommodate the running of logs and rafts over said falls by the public; which sluice shall be in lieu of the one existing as aforesaid, and shall be constructed at the equal expense of the owners of the privileges on both sides of the river and maintained by the parties owning the privilege on the east side of the river. This corporation paying to said parties on the east side, the sum of seventy-five dollars annually, as a contribution toward the expenses of maintaining said sluice, and keeping the same in repair, and when said sluice is completed as required by the terms of this act, it shall be taken and deemed to be a preservation of the navigation of said river for the passage of logs, rafts and other lumber; and mill owners on each side of said river at Oldtown and Milford, are hereby released from any obligation to maintain any other sluice or passage for such logs, rafts or lumber, through any dam now or hereafter erected. And said corporation shall also have the right to construct and maintain a dam across the Stillwater branch of Penobscot river, at the head of the island below Pushaw bridge, of a height sufficient to hold the reserve of water caused by the leveling up of the falls authorized in this act, and to prevent said reserve or excess from flowing down said Stillwater branch, but said dam shall not be constructed any higher than sufficient to hold said reserve nor in manner or degree to interfere with or prevent the natural flow of water down said Stillwater branch of Penobscot river, meaning that if a dam be built on Oldtown falls four feet high the dam on the Stillwater branch shall be six feet high or in that proportion; and if the dams as so constructed do

CHAP. 665.

not accomplish the purposes of this act, then the county commissioners of Penobscot county, on the application of either party, and a hearing of the parties interested, shall regulate the height of the dams; *provided*, that nothing contained in this act shall authorize this corporation to draw water from the main river through the canal hereby authorized to such an extent as to hinder or delay the driving or sluicing of logs or lumber by the Oldtown falls; *and provided also*, that said corporation shall construct a rollway on said dam at Pushaw, thirty feet long and one foot deep, located at any point determined by Daniel Lunt of Bangor. Nothing contained in this act shall be construed as giving authority to this corporation to interfere with or deprive the owners of the property and privilege on the east side of the river of the equal right to the use and natural flow of the water.

County commissioners to regulate dams in certain cases.
Proviso.

SECT. 4. If there shall be occasion in the prosecution of the powers and purposes aforesaid to make a canal across any public highway or way, or if highway or ways shall hereafter be laid out across said canal, it shall be the duty of said corporation to make sufficient bridges across said canal and to keep them in good repair.

Corporation not to interfere with owners of property on east side of river.

Canal across public highway or way.

SECT. 5. Any person who shall be damaged in his property by said corporation in cutting or making a canal through his lands, or by flowing the same, or in any other way in carrying into effect the powers hereby granted, unless said corporation shall within thirty days after request in writing pay or tender to said person reasonable satisfaction therefor, shall have the same remedies as are provided by law in case of damages by railroad corporations in the fifty-first chapter of the revised statutes.

Damages, adjustment of.

SECT. 6. Said corporation is hereby authorized and empowered to take and use any way or highway in said town of Oldtown for the purpose of constructing and maintaining such canal, provided that the inhabitants of said town shall so vote at any legal town meeting.

Authorized to take and use any highway for construction of canal if town so votes.

SECT. 7. The first meeting of this corporation may be called by Charles V. Lord or Alfred Veazie, by written notice served upon the other twenty-four hours before the time appointed for the meeting.

First meeting, how called.

SECT. 8. This act shall take effect when approved.

Approved February 22, 1871.

CHAP. 666.**Chapter 666.**

An act to incorporate the Lewiston School for Medical Instruction.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Alonzo Garcelon, Edward H. Hill, Oren A. Horr, Milton C. Wedgewood, Joshua W. Beede, Benjamin F. Sturgis, Eli Edgecomb, their associates and successors, are hereby created a corporation by the name of the Lewiston School for Medical Instruction, to be established in the city of Lewiston, with all the powers and privileges and subject to all the duties and liabilities of similar corporations.

Name.

School for medical instruction.

May hold real estate to amount of \$10,000.

First meeting, how called.

SECT. 2. Said corporation may purchase and hold real estate to an amount not exceeding ten thousand dollars.

SECT. 3. The first meeting of said corporation, may be called by any one of said corporators, by notice, in writing, of the time and place of meeting to each one of said corporators, seven days at least before the time named for said meeting.

SECT. 4. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 667.

An act to incorporate the Phillips Savings Bank.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. James E. Thompson, Nathaniel B. Beal, Samuel Wheeler, Abner Toothaker, Joseph C. Holman, Byron Farrar, Mason W. Dutton, Seward Dill, S. D. Davis, George W. Wheeler, Raymond Toothaker, William F. Fuller, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Phillips Savings Bank, with power by that name to prosecute and defend suits at law and in equity, to have and use a common seal, and make all such by-laws, rules and regulations as are necessary to the government and management of their concerns, and not repugnant to the laws of the state.

Name.

By-laws.

Location.

Deposits.

SECT. 2. The said corporation is hereby authorized to receive deposits of money, and to issue certificates therefor, and such deposits of money shall be used as they shall judge most for the

benefit of said depositors; and such deposits may be withdrawn at such reasonable times and in such manner as said corporation shall appoint, and the net income or profit thereof shall be divided among the persons making such deposits; their executors, administrators or assigns, in just proportion.

CHAP. 667.

Income, division of.

SECT. 3. James E. Thompson, named herein, is authorized to call the first meeting of said corporation by giving seven days written notice to each of the other corporators of the time and place of such meeting, at which meeting, and every subsequent annual meeting, said corporation may elect by ballot any person or persons as members thereof; may choose such officers as to them may seem proper for their organization and government, who shall so continue in office one year and until others are chosen and qualified in their stead; and the persons elected treasurer and secretary, before entering upon their official duties shall be sworn to the faithful performance thereof, and the treasurer shall also give bonds satisfactory to such corporation, for the faithful discharge of his duties; *provided however*, that the offices of treasurer and secretary may, if deemed advisable, be united in one person.

First meeting, how called.

Members, election of.
Officers.

Tenure of office.

Treasurer and secretary.
Oaths.

Bonds.

Proviso.

SECT. 4. All deeds of conveyance, covenants and grants made in behalf of said corporation, shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation, shall be valid and effectual to convey real or personal property, or bind the corporation.

Deeds of conveyance.

SECT. 5. The annual meeting shall be holden in the month of May, and at that meeting and all other meetings, it shall require seven persons at least to constitute a quorum for the transaction of business; and meetings may be directed at other times by the president or the corporation; and said corporation may provide in what manner their meetings shall be notified and called.

Annual meeting.

Quorum.

SECT. 6. The number of corporate members of the Phillips Savings Bank shall not be less than ten, nor more than thirty, and such corporation, at any legal meeting, may establish by-laws providing that members removing from the state, or failing to attend the annual meetings for two successive years, unless excused by said corporation, shall cease to be members thereof.

Corporate members, number of, limited.

SECT. 7. This act shall take effect when approved.

Approved February 22, 1871.

CHAP. 668.**Chapter 668.**

An act to incorporate the Medway Railway Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

William B. Hayford, S. F. Hersey, Davis R. Stockwell, W. H. McCrillis, S. H. Blake, their associates, successors and assigns,

Name.

are hereby incorporated into a body politic and corporate by the name of the Medway Railway Company, with authority to build a

Route.

railroad from some point in the town of Mattawamkeag, on the line of the European and North American railway, through township A, range five, west east line of the state, to some point in the town of Medway, the distance being about twelve miles, with all the powers, privileges, duties and liabilities of similar corporations according to the laws of the state, with the right to lease their road, and issue bonds for a sum not exceeding three-fourths of their capital stock.

Powers, privileges, duties and liabilities.

May issue bonds.

Approved February 22, 1871.

Chapter 669.

An act to amend an act entitled "an act to incorporate the Warren Manufacturing Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Amendment.

SECT. 1. The act to incorporate the Warren Manufacturing Company, approved March twenty-fourth, eighteen hundred and sixty-three, is hereby amended, by striking out from the tenth and eleventh lines of section one, the words "seventy-five," and inserting the words 'one hundred.'

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 670.

An act authorizing Darius Wellington to construct and maintain a fish weir in Haycock harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to construct fish weir.

SECT. 1. Darius Wellington is hereby authorized to construct and maintain a fish weir in Haycock harbor, in the town of Prescott.

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 671.

CHAP. 671.

An act to prevent obstructions in Union river.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. No person or persons shall cast or throw in, or suffer to be cast, thrown, fall or washed into Union river, below Brimmers' bridge in Ellsworth, any slabs, edgings, bark, wood or lumber, or any refuse wood or timber of any sort, or any buttings or long sawdust from the manufacture of staves, shingles or headings, whereby said river may be obstructed or filled up, or the navigation thereof injuriously affected, under a penalty for each offence, if the quantity shall not exceed five cords, of not less than five nor more than twenty dollars, and if the quantity shall exceed five cords, of not less than twenty nor more than five hundred dollars.

Throwing or casting edgings or other refuse lumber into Union river forbidden.

Penalties.

SECT. 2. The above penalties shall be recovered by complaint or indictment before any court having jurisdiction in like offence, or by action of debt, to the use of any person suing therefor.

Recovery of penalties.

SECT. 3. If the offence or offences forbidden by this act shall be committed by any person or persons who may be in the employ of any mill-owner or owners, or occupant or occupants, such owner or owners, occupant or occupants, shall also be liable to the same penalties, recoverable in the manner hereinbefore provided.

Offences committed by persons employed by mill owners, same penalties recoverable.

SECT. 4. Chapter one hundred and seven, entitled "an act to protect Union river from obstructions," approved February sixteen, eighteen hundred and sixty-six, is hereby repealed.

Repeal of former act.

SECT. 5. This act shall take effect when approved.

Approved February 22, 1871

Chapter 672.

An act to incorporate the Pemmaquid Ice Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Robert Norton, Joseph Bradstreet, Joseph S. Bradstreet, George F. Adams, Peter Grant and Charles P. Tibbetts, their associates, successors and assigns, are hereby constituted and declared to be a body politic and corporate by the name of the Pemmaquid Ice Company, and to have and enjoy all the powers and privileges, and be subject to all the duties and liabilities incident to similar corporations in this state.

Corporators.

Name.

SECT. 2. The capital stock of said corporation shall not be less than one hundred thousand dollars, nor more than two hundred

Capital stock and shares.

CHAP. 673.

Authorized to purchase and hold real and personal estate.

May build dam in tide waters by consent of owners of land; not to obstruct navigation.

Damages by flowage, how adjusted, in case of disagreement of parties.

Corporation to have exclusive right to harvest, ice, &c.

First meeting, how called.

thousand dollars, to be divided into shares of one hundred dollars each.

SECT. 3. Said company is hereby authorized to purchase and hold such real and personal estate as a majority in interest of said stockholders may determine to be necessary and convenient to effect the object and carry out the purposes of their corporation, and to sell and dispose of the same as they may deem expedient.

SECT. 4. Said corporation is hereby authorized to erect, build and maintain upon and across the Pemmaquid river, in the town of Bristol, and county of Lincoln, in tide waters, at a point about two miles below Pemmaquid falls, by the consent, in writing, of the owners of the land upon each side of said river, a dam of sufficient height to prevent the flow of the salt water above that point; *provided*, said dam shall be constructed with locks suitable and sufficient for the ordinary navigation of said river; also to build and maintain on either side of said river, near said dam, in tide waters, such wharves and piers as may be necessary for the loading and shipping of ice from the ice houses of said company.

SECT. 5. Any person, whose lands or privileges appertaining thereto, are damaged by being flowed by said dam, in case the parties cannot agree as to the amount of damages to be paid by said corporation, may have his damages assessed by the county commissioners of Lincoln county, and recover the same in the same manner as is now provided by law for the recovery of damages in the location of highways.

SECT. 6. Said corporation shall have the exclusive right to cut, harvest, house and ship ice from the pond and waters on said river above said dam.

SECT. 7. Any three of the corporators herein named, are hereby empowered to call the first meeting of said corporation, by giving such previous notice as they may think proper, at which meeting any corporate business may be transacted.

SECT. 8. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 673.

An act to amend chapter two hundred and thirty, special laws of eighteen hundred fifty-four, entitled "an act to prevent obstructions in the Narragagus river."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Amended.

SECT. 1. Section one of said act, is hereby amended, by striking out all between the word "waters" in the seventh line, and the word "and" at the beginning of the tenth line, and insert

therefor, 'he or they shall be subject to a fine or penalty of not more than twenty nor less than ten dollars, upon complaint and conviction before any trial justice within and for the county of Washington, with the right of appeal as in other cases,' so that the whole section, as amended, shall read as follows, namely :

'Sect. 1. If any person or persons shall cast or throw into the Narraguagus river any slabs, lath or board edgings, or refuse timber of any sort, or other materials whereby the navigation of said river may become impeded or injuriously affected, or which shall tend to obstruct the mills or the floating or driving of logs, masts or other timber down said river, either below or above the mills, situated within or above tide waters, he or they shall be subject to a fine or penalty of not more than twenty nor less than ten dollars, upon complaint and conviction before any trial justice within and for the county of Washington, with the right of appeal as in other cases ; and shall also be liable to pay all damages which any individual may suffer by reason of such obstructions in an action of the case in any court competent to try the same.'

Throwing slabs or other refuse lumber into Narraguagus river forbidden.

Penalty.

Damages.

SECT. 2. Section two of said act, is hereby amended, by striking out all after the word "penalties" in said section, and inserting therefor, 'to be enforced in the same manner as in section first,' so that the section, as amended, shall read as follows, namely :

Amendment.

'Sect. 2. If the offence or offences forbidden in the foregoing section, shall be committed by any person or persons who may be in the employ of any mill-owner or owners, mill occupant or occupants, such owner or owners, occupant or occupants shall be liable to the same penalties to be enforced in the same manner as in section first.'

Offences committed by persons employed by mill owners, how punished.

SECT. 3. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 674.

An act to authorize Edward L. Whittier and others to extend their wharf into tide water in Belfast.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Edward L. Whittier, William E. Bickford and F. B. Bickford, their heirs and assigns, are hereby authorized to extend, build and maintain a wharf into tide water on their land on the east side of the east bridge in Belfast to extend one hundred and twenty-five feet from said bridge and the southwestwardly part of the same,

Authorized to extend wharf into tide water.

CHAP. 675. to be at least one hundred feet from the northerly side of the draw in said bridge.

Approved February 22, 1871.

Chapter 675.

An act to incorporate the Trustees of the Bangor Masonic Fraternity.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. That Jeremiah Fenno, George W. Whitney, Charles I. Collamore, John H. Lynde, Edwin F. Dillingham, William W. Doane, David Bugbee, Isaac M. Currier, Job Collett, Lemuel Bradford, Hiram H. Fogg and Nathan P. Kellogg, their associates and successors, are hereby created a corporation by the name of the Trustees of the Bangor Masonic Fraternity, for the purpose of holding in trust, and managing any funds and property, real or personal, belonging to the several masonic organizations in Bangor, with all the rights and subject to the liabilities prescribed for similar corporations by the general laws of the state.

Name.

Purpose.

May take by gift or otherwise and hold property to amount of \$75,000

SECT. 2. For the purpose aforesaid, said corporation may take by purchase, gift, devise or otherwise, and hold any property or funds as foresaid to the amount of seventy-five thousand dollars at cost, and the same to manage and control, sell and convey, lease, loan and otherwise dispose of, in the same manner as owners have a right to manage and dispose of their own property, but in accordance with the provisions of any by-laws of said corporation then existing.

Members, number and qualification of, &c.

By-laws.

SECT. 3. Said corporation may by its by-laws determine the number of its members, their qualifications and tenure of office, time and manner of election, and all other things pertaining to their government and constitution and modes of proceeding, not inconsistent with the laws of the state, which by-laws, so made, shall for the time being have all the force and effect of law as if incorporated in their charter.

First meeting, how called.

SECT. 4. John H. Lynde and Jeremiah Fenno, one or both, may call the first meeting for the organization, by giving each other corporator notice thereof seven days at least before the time of meeting.

Approved February 22, 1871.

Chapter 676.**CHAP. 676.**

An act to enable the city of Bangor to aid the Bangor and Piscataquis Railroad Company in the extended construction of its railroad.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The city of Bangor is hereby authorized to make a further loan of its credit, in scrip, to be hereafter issued to the Bangor and Piscataquis Railroad Company, to aid in the extended construction of its railroad on a line hereafter to be located and built under its charter as at present revised and amended, from some point on the line of its road at or near its present terminus, in Foxcroft, westerly or northerly towards Moosehead lake, to an amount not exceeding the rate of fifteen thousand dollars per mile, upon its compliance with the following terms and conditions :

City of Bangor
authorized to loan
its credit.

SECT. 2. If this act shall be accepted as hereinafter provided, and said company shall, within three years of its approval, locate the line of its railroad, and shall within six years from its approval complete said road from some point in the line of its road at or near its present terminus in Foxcroft to some point at or near Moosehead lake, to the satisfaction of the mayor and aldermen of said city of Bangor, as a first-class railroad in good running order, so that cars may pass over the same the whole distance from or near said terminus, and shall perform the other conditions hereinafter named, then said company shall be entitled to receive the full amount of scrip of fifteen thousand dollars per mile, and at that rate for such part of said line of said railroad as shall from time to time be so completed as hereinafter provided.

Upon acceptance
of act, company
shall locate road.

SECT. 3. When said company shall construct to the satisfaction of the mayor and aldermen of said city, five miles of its said railroad, from said first named point in its said line westerly or northerly towards said lake so far that the track shall be graded and the rails laid so that cars may run safely over the same, they shall certify that fact to the treasurer of said city, and said company shall be entitled to receive from him twelve thousand dollars of said scrip, per mile, and so on and in like manner and at that rate for every additional five miles or fractional part thereof so constructed, till the whole line from said first named point to some point at or near said lake shall be so constructed ; and when said company shall completely finish, to the satisfaction of said mayor and aldermen, five miles of its said road on said line westerly or northerly towards said lake, from said first named point, they shall certify that fact to the treasurer of said city, and said company shall be entitled to receive from him three thousand dollars of said scrip, per mile, and such other sums, if any, as said com-

When 5 miles of
road has been
completed, com-
pany shall be
entitled to receive
\$12,000 of scrip
per mile.

CHAP. 676.**Proviso.**

Whole amount of scrip issued to company not to exceed \$15,000 per mile.

Scrip payable in Boston.

Rate of interest.

Principal and interest payable in lawful money.

Concurrent with each issue and delivery of scrip, the president and directors shall execute and deliver to treasurer of city, bond of company for double of amount of scrip.

Bond to be payable in Bangor or Boston.

Conditions.

President and directors of company, duties of, in case of issuing scrip.

pany may be entitled to receive at that time, to make up said fifteen thousand dollars per mile, and at that rate and in like manner for every additional five miles or fractional part thereof till the whole line between said points is completely finished; *provided however*, the whole amount of said scrip issued and delivered to said company under this act shall not exceed the rate of fifteen thousand dollars per mile of such completely finished railroad as a first-class railroad. All of said scrip authorized to be issued by this act shall be signed by the city treasurer and countersigned by the mayor of said city, and shall bear date of the first issue and delivery thereof, and be payable in Boston to the holder thereof, and be of such denominations as said directors may determine, with coupons for interest attached at the rate of seven per cent. per annum, payable semi-annually, on the first day of April and October, in each year, free from government internal revenue income tax; the principal and interest payable in the lawful money of the United States, and the principal payable the first day of April, in the year of our Lord one thousand eight hundred and ninety-nine.

SECT. 4. Concurrent with each issue and delivery of said city scrip, the president and directors of said company in their official capacity shall execute and deliver, or cause to be executed and delivered, to the treasurer of said city, for said city, the bond of said company, the penal sum in said bond to be double the amount of the scrip authorized to be issued at that time. Said bond shall be made payable to the city of Bangor, and be conditioned that said company will duly pay the interest on such scrip of said city, as shall be issued and delivered at the time of the date of said bond, free of said tax; and the principal thereof, according to the tenor of said scrip and coupons, and in all respects will hold and save harmless said city on account of the issue of the same. The president and directors of said company shall also in case of the issuing of the scrip of said city, as hereinbefore provided, and simultaneously therewith make, execute and deliver, or cause to be made, executed and delivered, to the said city treasurer, the scrip of said company, payable to the holder thereof, at the same place and time, and for the same denominations and amount as the scrip then issued by said treasurer to said company, with like coupons for interest attached; which said scrip shall be held by said city as collateral security for the fulfilment of the conditions of said bond; and in default of any one of said conditions said city may, from time to time, sell said scrip, or any portion thereof, by public auction or auctions, in the cities of Bangor and Boston, or either of them, after sixty days notice in writing to the president or one of the directors, or any three of the stockholders of said company,

naming therein the time and place of sale; the net proceeds of all such sales shall be endorsed on said bond. CHAP. 676.

SECT. 5. The president and directors of said company are hereby authorized, and it shall be their duty, in their official capacity, upon the receipt of each issue and delivery of said city scrip, and upon the delivery of each of said bonds to said city treasurer, to secure the payment of such city scrip as shall be issued and delivered to said company at that time, to execute and deliver or cause to be executed and delivered to said city treasurer for said city, a mortgage of its said railroad from its terminus in Oldtown northward and westward into Piscataquis county, to its terminus in Foxcroft, and thence westerly or northerly to some point at or near Moosehead lake, whenever the same may be located and built under its charter as now revived and amended, and of all the property of said company, real and personal, which said company then has or may thereafter acquire, together with all franchises of said company without prior incumbrance, excepting, however, all incumbrances to said city, prior to the date of said mortgage, which mortgage shall contain apt and sufficient terms to secure the fulfilment of the conditions of said bond, and be in due and legal form and executed by such officer of said company as said directors may direct by their vote; and said mortgage so executed and delivered and recorded in the registry of deeds in the county of Penobscot, shall to all intents and purposes, be, and the same is hereby declared to be, a full and complete transfer of said railroad and of all the property of said company, real and personal, then owned by said company or subsequently to be acquired by it, wherever the same may be found or situated, and also the franchises of said company, with all its present amendments and additions, subject only to the conditions and exceptions contained in said mortgage, and to the prior rights, liens and interests of said city, under and by virtue of mortgages given by said company to said city, anterior to the date of the mortgage then to be given, and under and by virtue of this and two previous loan bills, one approved February twelve, eighteen hundred and sixty-eight, and the other February eleven, eighteen hundred and sixty-nine.

Mortgage of
railroad, &c.

SECT. 6. For the purpose of foreclosing either of said mortgages for conditions broken, it shall be sufficient for said mayor and aldermen to give notice according to the mode prescribed in the revised statutes for the foreclosure of mortgages by publication of notice thereof, which may be published in a newspaper printed in Bangor, and a record thereof made within thirty days after the date of the last publication, in the registry of deeds for the county of Penobscot, which publication and record shall be sufficient for the purpose of such foreclosure. Upon the expiration of three years from and after the first publication as aforesaid, if the condi-

Foreclosure of
mortgage.

CHAP. 676.

tions shall not within that time have been fulfilled, the foreclosure shall be complete, and shall make the title to said road and to all the said property, real and personal, and said franchise, absolute in said city. Said foreclosure shall not be considered as the foreclosure of any other mortgage now given by said company to said city, nor shall any of the proceedings or remedies under and by virtue of this act in any way affect the rights and remedies of said city or of said company, under and by virtue of other mortgages, and under and by virtue of said two acts or any other rights or claims which said city has or may have against said company.

Interest and tax,
neglect to pay,
effect.

SECT. 7. If the directors of said company shall at any time neglect or omit to pay the interest and said tax, which may become and as it shall become due upon any portion of the scrip issued and delivered under the provisions of this act, or to pay the principal as it becomes due, or to comply with any of the conditions of said bond, the city of Bangor may take possession in the manner hereinafter provided, of the whole of said railroad, and of all the property real and personal, of said company, and of the franchise thereof, and may hold the same, and apply the income thereof to make up and supply such deficiencies that may occur while the same are so held, until all deficiencies shall be fully made up and discharged. A written notice signed by the mayor and a majority of the aldermen, and served upon the president or treasurer or any director of said company, or if there are none such, upon any stockholder of said company, stating that the city thereby takes actual possession of the whole line of the railroad, and of the property and franchise of the company, shall be sufficient actual possession thereof, and shall be a legal transfer of the same, for the purposes aforesaid, to the city, and shall enable the city to hold the same against any other claims thereon, except the claims of said city hereinbefore mentioned, until such purposes have been fully accomplished.

Moneys received,
application of.

SECT. 8. All moneys received by or for the said railroad company after notice as aforesaid, from any source whatever, and by whomsoever the same may be received, shall belong to and be held for the use and benefit of the said city in manner and for the purposes herein provided, and shall, after notice given to persons receiving the same, respectively be by them paid to the city treasurer, which payment shall be an effectual discharge from all claims of said company therefor; but if any person, without such notice, shall make payment of moneys so received to the treasurer of said company, such payment shall be a discharge of all claims of the city therefor, against such person. All moneys received by the treasurer of said company, after such notice, or in his hands at the time such notice may be given, shall be by him paid to the city treasurer, after deducting the amount expended or actually

Money received
by treasurer of
company shall be
paid to city treas-
urer in certain
cases.

due for the running expenses of the road, for the services of the officers of the company, and for repairs necessary for conducting the ordinary operations of the road. Such payments to the city treasurer shall be made at the end of every calendar month, and shall be by him applied to the payment of all the interest and such tax, and principal due as aforesaid, and any person who shall pay or apply any moneys received as aforesaid in any manner contrary to the foregoing provisions, shall be liable therefor, and the same may be recovered in an action for money had and received, in the name of the city treasurer, whose duty it shall be to sue for the same, to be by him held and applied as hereinafter required.

SECT. 9. For the purpose of effecting the objects prescribed in the two preceding sections, the mayor and aldermen may cause a suit in equity to be instituted in the name of the city of Bangor, in the supreme judicial court in the county of Penobscot, against said company, directors, or any other person, as may be necessary for the purpose of discovery, injunction, account, or other relief, under the provisions of this act; and any judge of the court may issue a writ of injunction or any other suitable process, in vacation or in term time, with or without notice, and the court shall have jurisdiction of the subject matter of such suits, and shall have such proceedings and make such orders and decrees, as may be within the power and according to the course of proceedings of courts of equity, as the necessities of the case may require.

Mayor and aldermen may cause suit in equity to be instituted.

Judge may issue writ of injunction.

Jurisdiction of court.

SECT. 10. If the said company shall at any time neglect or omit to pay the interest which may become due and as it shall become due upon any portion of the scrip issued and delivered under the provisions of this act, or to pay the principal thereof as it shall become due, or said government tax, or to comply with any of the provisions of said bond, then said city of Bangor may take actual possession of said road, with all its appurtenances, and manage the same as fully as a board of directors of said company for the time being, may appoint the requisite officers and agents, and discharge the same, may fix the rate of fare and tolls, subject to the restrictions of the charter of said company, and may demand and receive the same, with the right to prosecute and defend suits in the name of said company, and may do all things which said company itself or the directors thereof might or could lawfully do; and after paying the running expenses, said city may apply sufficient of the earnings of said road to keep it and its buildings and equipments in repair, and to prevent any deterioration thereof, and to provide for such new rolling stock as may be necessary, and then to apply the residue of said earnings to the payment of said interest, coupons, scrip or bonds as aforesaid, and government tax; and whenever said interest and all dishon-

City of Bangor may take possession of road in case of neglect to pay principal and interest.
Proceedings.

CHAP. 676.

ored coupons, scrip or bonds, secured by said mortgage referred to in this act, shall have been paid, said city shall relinquish the control of said road and deliver any property of said company in its possession to said company or its assigns; *provided however*, said city, its officers or agents, while operating said road under the provisions of this section, shall not be liable, except for malfeasance or fraud, and shall have the right to apply any funds received from the earnings of said road to pay any damages that may arise in the management thereof, for which said city shall be liable in law to third parties; and the delivery back to said company of any property of said company in its possession, shall be no discharge of its lien thereon, nor prevent said city from again taking possession of said road and property on any future breach of the condition of said bond, or any failure to hold and save harmless said city from all damages claimed by third persons.

Neglect to choose directors.

SECT. 11. If the said company shall, after notice of possession as aforesaid, neglect to choose directors thereof, or other necessary officers, or none such shall be found, the mayor and aldermen of the city shall appoint a board of directors, consisting of not less than seven persons, or any other necessary officers, and the persons so appointed shall have all the power and authority of officers chosen or appointed under the provisions of the act establishing said company, and they shall upon their acceptance of such offices be subject to all the duties and liabilities thereof.

Additional protection.

SECT. 12. As an additional or cumulative protection for said city, all liabilities which by said city may be assumed or incurred under or by virtue of any of the provisions of this act, shall at the time and by force thereof, and for the security and payment of the same, create in favor of said city a lien on the whole of said road, its franchise and all its appendages, and all real and personal property of said company owned and held by it at the date of the first mortgage hereinbefore authorized to be given, and all the property, real and personal, which said company shall thereafter acquire. Said lien shall continue till all the city scrip hereinbefore authorized to be issued shall be paid and cancelled, and all other liabilities and indebtedness not secured by prior mortgages on said road and property, which lien shall have preference and be paid prior to all other liens and incumbrances whatever, except as hereinbefore excepted in behalf of said city, on all of said road wherever the same is now or may hereafter be located, and on said franchise, and on all property, real and personal, of said company, and said lien shall be enforced and all the rights and interests of said city shall be protected, when necessary, by suitable and proper judgments, injunctions or decrees of the supreme judicial court, in a suit or suits in equity, which power is hereby specially conferred on said court; and it is hereby provided that the said

Lien on road, its franchise and appendages.

lien provided for in this section shall not be deemed waived or ineffectual by the acceptance on the part of said city of any mortgage or other securities contemplated by the provisions of this act or otherwise.

SECT. 13. The city may appoint under this act two directors of said company, who shall be annually chosen by the city council, in joint ballot before the annual meeting of said company for the choice of said officers, who shall have the same authority in transacting the business of said company, and who shall be entitled to like compensation from said company as any other director. But the right to choose such director shall cease when the loan contemplated shall be extinguished.

City may appoint two directors.

SECT. 14. This act shall not take effect or be of any force until the city council of said city, by a concurrent vote of at least two-thirds of the members of each branch of the city council, present and voting, shall submit the same to a vote of the legal voters of the city in ward meetings, and the legal voters of the city in legal ward meetings shall, by a vote of two-thirds of all the votes thrown in the city at such meetings, adopt the same. But if within one year from the approval of this act, said city shall accept said act by such concurrent vote of said city council, and of said legal voters as aforesaid, then said act shall be in force thereafter, and be binding upon said city according to its true tenor and effect, but not otherwise. Said ward meetings shall be called at such time or times as the mayor and aldermen may appoint, and be notified and warned, held, returns made, declared and recorded, agreeably to the provisions of the city charter of said city for calling and holding ward meetings for the choice of city officers, and returns thereof.

Act not to take effect until accepted by legal voters of city.

Ward meetings, how called.

SECT. 15. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 677.

An act to prevent the throwing of slabs and other refuse material into the river St. Croix and its tributaries.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. No person or persons shall cast, throw, place or put into the St. Croix river, or into any of its tributaries, any slabs, board or lath edgings, bark, grindings of edgings, wood or lumber, refuse wood or timber, arising from the manufacture of lumber, or waste, including sawdust from shingle manufacturing; nor shall any person or persons place, pile or deposit on the bank of said

Throwing slabs and refuse lumber into St. Croix river and tributaries forbidden.

CHAP. 677. river or its tributaries, any such material or refuse stuff in such negligent or careless manner, that the same shall fall or be washed into said river or its tributaries, or with the intent that the same shall fall or be washed into said river or said tributaries, whereby any one in his mill or other property shall be injuriously affected, or whereby the navigation of said river shall be impeded or injuriously affected, or which shall tend to impede or injuriously affect the navigation of or fill up said river, under a penalty for each offence of not less than ten dollars nor more than fifty dollars.

Penalty.

Recovery of penalties.

SECT. 2. The penalties under the provisions of the foregoing section, may be recovered by complaint or indictment, before any court having jurisdiction in like offences, or by an action of debt with costs of suit by any person who may sue for the same, before any judge of the municipal court of the city of Calais, in the county of Washington, or before any other court of competent jurisdiction in said county of Washington, the fine or penalty to be appropriated one-half to the use of the city of Calais or the town where the offence may have been committed, or the offender prosecuted, and the other half to the complainant; and on failing to pay the fine and costs of prosecution, the offender may be committed to jail as and for a wilful trespass, and under like disabilities, as provided in section fifty of chapter one hundred and thirteen of the revised statutes.

Owners, lessees or agents of mills, liability of, for damages.

SECT. 3. Every owner, lessee or agent of any mill engaged in the manufacture of any description of sawed lumber on said river or its said tributaries, who shall allow any of the said refuse or waste material to be cast, or thrown or washed from any or either of their mills, whereby the said river or its said tributaries, or any individual shall be injuriously affected, are and shall be severally liable for said penalties, whether the act complained of be committed by themselves or those in their employ, or under their control, or those actually engaged in the manufacture of said lumber; and the said owners, lessees and agents subject to said penalties, may have recourse under this act to recover such fines and costs from the party or parties actually committing the offence in the same mode and manner as the penalty is collected of them.

Owners of shingle machines on dam across western branch of St. Croix river not subject to section one of this act.

SECT. 4. Owners of shingle machines on the dam across the western branch of the St. Croix river at Princeton, shall not be subject to the operation of section one, so far as sawdust from shingle machines is concerned.

SECT. 5. This act shall take effect when approved. .

Approved February 22, 1871.

Chapter 678.

CHAP. 678.

An act amendatory of "an act to incorporate the Phillips Mutual Fire Insurance Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The powers granted to the Phillips Mutual Fire Insurance Company, are hereby extended, so as to include the town of Avon, in Franklin county ; and said company is hereby authorized to insure, in said town of Avon, the same species of property and upon the same conditions as prescribed in said act.

Powers of P. M. Fire Ins. Co. extended.

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 679.

An act authorizing the city of Bangor to aid the Bangor Mercantile Association.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The city of Bangor is hereby authorized to appropriate and pay annually towards the expenses of maintaining and increasing the library of the Bangor Mercantile Association, a corporation chartered by the state in the year eighteen hundred forty-four, a sum not exceeding one dollar for each of its ratable polls in the year next preceding that in which said appropriation is made ; and may also furnish rooms for the accommodation of said library ; and if so long as said city shall make such annual appropriation, said corporation shall allow, under proper regulations, the inhabitants of Bangor to have free access to its library, to use and enjoy the same on the premises, the property of said corporation shall be exempt from taxation.

City of Bangor authorised to appropriate money for B. M. Association.

SECT. 2. No appropriation shall be made under and by virtue of this act, unless by the concurrent vote of at least two-thirds of the members of each branch of the city council.

Appropriation, restriction of.

SECT. 3. This act shall take effect when approved.

Approved February 22, 1871.

CHAP. 680.

Chapter 680.

An act additional to "an act to provide for more free navigation of Penobscot river."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Amended.

SECT. 1. Section first of said "act to provide for more free navigation of Penobscot river," is hereby amended, by adding thereto at the end of said section, as follows: 'But when on account of a sudden rise of water or freshet, it is not practicable for said owners or occupants of booms or saw mills to maintain said shear booms, and in such case logs or lumber enter their booms and mill ponds, then the owners of said logs and lumber are to remove the same at their own expense, and said owners and occupants of booms and saw mills shall not be liable for damages as above.'

When owners or occupants of booms or saw mills are unable to maintain shear boom, owners of logs are to remove same at their own expense.

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 681.

An act to incorporate the East Branch Dam and Improvement Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Dudley F. Leavitt, George M. Weston, E. S. Coe, Moses Giddings, William C. Crosby, Sprague Adams, James Adams, Gorham L. Boynton, Levi Bradley, Manuel S. Drummond, Amos M. Roberts, J. M. Hopkins, John B. Foster, A. D. Manson, Samuel C. Hall and T. W. Baldwin, their associates and assigns, are hereby created a body corporate by the name of the East Branch Dam and Improvement Company, with all the powers and privileges of similar corporations.

Name.

May build dams and make improvements.

May take land and materials to build works.

Damages, adjustment of.

SECT. 2. The said corporation may build dams, side dams, remove rocks and make other improvements in the east branch of the Penobscot river below its confluence with Sebois river, and for this purpose may take land and materials necessary to build their works; and if the corporation and the proprietors of the land and materials cannot agree, then the damages shall be estimated and determined in the same mode and manner and under the same conditions and limitations, by the county commissioners of the county of Penobscot, as is now provided in the case of laying out public highways.

Toll granted.

SECT. 3. A toll of ten cents for each thousand feet, board measure, woods scale, is hereby created on all logs and lumber which may pass down the said east branch of the Penobscot river

below its confluence with said Sebois river, to be paid said corporation; and if said toll is not paid within twenty days after said logs and lumber or a major part of it shall arrive at the Penobscot boom, the said corporation may sell so much of said logs and lumber at public auction, as may be necessary to pay said toll and charges, first giving notice of the time and place of sale, in some newspaper printed in Bangor; but the logs of any particular mark shall be holden only to pay the toll of such mark, and the toll shall be reduced to six cents for each thousand feet, board measure, woods scale, where the toll is paid to said corporation within ten days after the logs, or a major part of the same, arrive at the Penobscot boom, and a lien is created on such logs and lumber for the toll.

CHAP. 682.

If toll is not paid, logs may be sold by auction.

SECT. 4. The accounts of said corporation for making said improvements and repairs, shall be audited and allowed by the land agent annually, and when said corporation shall have been paid for their works with twelve per cent. annual interest, the toll shall cease.

Accounts of corporation to be audited and allowed by land agent annually.

SECT. 5. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 682.

An act to incorporate the Calais Tug Boat Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. E. C. Gates, L. L. Wadsworth junior, B. F. Kelley, James Perkins, A. H. Sawyer and W. H. Young, their associates, successors and assigns, are hereby constituted a corporation by the name of the Calais Tug Boat Company, for the purpose of building, owning and running steamboats for towing on the St. Croix river, with power by that name to sue and be sued, use a common seal, and have all the powers and privileges and requirements of corporations as defined by the laws of this state.

Corporators.

Name.

Purpose.

SECT. 2. The said corporation may hold personal property to the amount of thirty thousand dollars.

May hold personal property to amount of \$30,000

SECT. 3. Any two of the persons named in this act of incorporation, may call the first meeting of the same, by publishing the time and place one week in advance of said meeting, in the Calais Advertiser newspaper.

First meeting, how called.

SECT. 4. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 683.

An act to incorporate the Penobscot Central Agricultural Society.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. Benjamin Ball, John Morrison, John Thissell, Solomon Dunning, Charles Beale, Pliny B. Soule, Cyrus P. Church, their associates and successors, are hereby constituted an agricultural society to be known by the name of the Penobscot Central Agricultural Society.

Name.

Society established.

Limits.

May take and hold real and personal property

SECT. 2. Said society is hereby established within the towns of Charleston, Corinth, Bradford, Hudson, Lagrange and Alton, and may take and hold property, real and personal, to the amount, the annual income of which shall not exceed one thousand dollars, to be applied to the advancement of agricultural interests; and shall have all the powers and privileges, and be subject to all the liabilities and restrictions, usually granted to and imposed upon similar societies.

Shows and fairs not to be held within ten miles of W. P. Agricultural Society.

SECT. 3. Said Penobscot Central Agricultural Society shall not hold its shows and fairs within ten miles, on a straight line, from the fair grounds of the West Penobscot Agricultural Society as now located.

Failure to comply with section three shall render void this act.

SECT. 4. If said society fail to comply with the requirements of section three of this act, then this act of incorporation shall become null and void.

First meeting, how called.

SECT. 5. The first meeting of said society shall be called by Benjamin Ball or either of the persons named in the first section, by publishing a notice thereof in the Bangor Whig and Courier, a paper published in the city of Bangor, three weeks successively, the last publication to be at least one week before the time of meeting.

Acts repealed.

SECT. 6. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Organization to be effected in one year or act shall be void.

SECT. 7. If said society shall not legally organize under this charter within one year from and after its approval by the governor, this act shall be null and void.

SECT. 8. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 684.

CHAP. 684.

An act to incorporate the Orono Horticultural Society.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Benjamin P. Gilman, Josiah S. Bennock, Eben Webster, Samuel White, Elvator P. Butler, Gideon Mayo, William M. Rollins, Samuel Libby, Arthur B. Sutton, John W. Mayo, William Averill and James Webster, their associates and successors, are hereby incorporated into a society by the name of the Orono Horticultural Society.

Corporators.

Name.

SECT. 2. The object of this society shall be to encourage and improve the science and practice of horticulture, floriculture and arboriculture; and to this end may receive and hold real and personal estate, the annual income of which shall not exceed one thousand dollars; may levy and collect assessments of its members, not exceeding, except for initiation fee, two dollars per annum; and generally exercise all the privileges and be subject to all the liabilities of similar societies in this state.

Objects of society.

Assessments may be levied and collected.

SECT. 3. Any two of the corporators may call the first meeting of the corporation, by posting a notice in the post office in Orono, seven days previous thereto.

First meeting, how called.

SECT. 4. This act shall take effect when approved..

Approved February 22, 1871.

Chapter 685.

An act to incorporate the York Brick Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Jotham P. Norton, Henry P. Abbot, David F. Noyes, Washington Junkins, Albert B. Edwards and William F. Garcelon, their associates, successors and assigns, are hereby incorporated a body politic and corporate by the name of the York Brick Company, with all the powers and privileges and subject to all the liabilities and duties incident to manufacturing corporations by the laws of this state.

Corporators.

Name.

Powers, privileges, liabilities and duties.

SECT. 2. Said corporation is authorized and empowered to carry on the business of brick-making in the town of York, in the county of York, and also to engage in such branches of trade and merchandise as may be necessary or convenient in connection with said business, and may purchase and hold for such purposes real and personal estate to an amount not exceeding one hundred thousand dollars.

Authorized to carry on business of brick-making, and may engage in other branches of trade.

CHAP. 686.

Shares of company, par value not to exceed \$100,000.

First meeting, how called.

SECT. 3. The shares of said company shall be of such number as the directors may determine, the par value of the whole number not to exceed the aggregate sum of one hundred thousand dollars.

SECT. 4. Jotham P. Norton is hereby authorized to call the first meeting of the corporators at York, Maine, by giving to each of the others a written notice of the same seven days before such meeting.

SECT. 5. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 686.

An act to incorporate the Saco Water Supply Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Marshall Pierce, Joseph Hardy, Rufus P. Tapley, Moses Lowell, William Noyes, John Gains, Charles Hill, James M. Burbank, Oliver Dyer, Charles H. Milliken, Cornelius Sweetser, James Beatty, Charles Twambley, George A. Carter, John E. L. Kimball, Owen B. Chadbourne, John T. Cleaves, Jason W. Beatty, George H. Cleaves and Bishworth Jordan, with their associates and successors, are hereby made a corporation by the name of the Saco Water Supply Company, for the purpose of conveying to the city of Saco a supply of pure water for domestic and municipal purposes, including the extinguishment of fires, the supply of shipping, and the use of manufacturing establishments.

Name.

Purpose.

May hold real and personal estate.

SECT. 2. Said corporation may hold real and personal estate necessary and convenient for the purposes aforesaid, not exceeding in amount three hundred thousand dollars.

Authorized to take and hold certain springs, or take water from Saco river.

SECT. 3. Said corporation is hereby authorized, for the purposes aforesaid, to take and hold the water of Philips' spring and Jordan's spring, so called, with the springs adjacent and the streams tributary thereto, in said city; or to take a sufficient amount of water for the purposes aforesaid from Saco river, and may also take and hold, by purchase or otherwise, any land or real estate necessary for erecting and maintaining dams and reservoirs, and for laying and maintaining aqueducts for conducting, discharging, distributing and disposing of water, and for forming reservoirs thereof.

May hold land or real estate for erecting dams, &c.

Damages, liability for, and adjustment of.

SECT. 4. Said corporation shall be liable to pay all damages that shall be sustained by any persons in their property, by the taking of any land, springs or mill privilege, or by flowage or excavating through any land for the purpose of laying down

pipes, building dams or constructing reservoirs; and if any person sustaining damage as aforesaid, and said corporation shall not mutually agree upon the sum to be paid therefor, such person may cause his damages to be ascertained in the same manner and under the same conditions, restrictions and limitations, as are by law prescribed in the case of damages by the laying out of highways.

SECT. 5. The capital stock of said company shall not exceed three hundred thousand dollars, and shall be divided into shares of twenty-five dollars each. Said capital stock shall be applied exclusively to the supply and distribution of water for the purposes set forth in this act; and the company may organize whenever five thousand dollars is subscribed to its capital stock.

Capital stock and shares.

SECT. 6. The city of Saco shall have the right at any time within five years from the date of approval of this act, to take, exercise and control all the property, rights, powers and privileges of said corporation, on paying to said corporation the amount of money actually paid in and expended under the provisions of this act, with ten per centum additional; and in case said city and said corporation shall not agree upon the sum to be paid therefor, the supreme judicial court, at any term thereof holden in the county of York, upon application of said city, shall appoint three commissioners, whose duty it shall be to hear the parties and determine what amount has been expended under the provisions of this act, the report of whom or the major part of whom, when made and accepted by the court, shall be final; and upon payment of that sum the franchise of said corporation, with all the property, rights, powers and privileges, shall vest in and belong to said city of Saco.

City of Saco shall have the right to take, within five years, and exercise and control the property, &c.

In case the city and corporation do not agree upon the sum to be paid therefor, commissioners may be appointed by S. J. court.

Report of court to be final.

SECT. 7. If said corporation shall not be organized and its works put into actual operation within three years from the approval of this act, the city of Saco shall succeed to all the rights and privileges herein granted.

City to succeed to rights and privileges if works not completed within three years.

SECT. 8. Nothing contained in this act shall be construed to effect or diminish the liability of said corporation for any injury to private property by depreciating the value thereof or otherwise, but said corporation shall be liable therefor in an action on the case.

Liability of corporation for injury to private property.

SECT. 9. Said company is hereby authorized to lay down, in and through the streets of said city, and to take up, replace and repair, all such pipes, aqueducts and fixtures as may be necessary for the objects of their incorporation, first having obtained the consent of the city council therefor, and under such restrictions and regulations as said city council may see fit to prescribe; and any obstruction in any street of said city, or taking up, or displacement of any portion of any street, without such consent of

Authorized to lay down, take up, replace and repair, pipes, aqueducts and fixtures, by consent of city council therefor.

Obstruction of streets prohibited

CHAP. 686. the city council, or contrary to the rules and regulations that may be prescribed as aforesaid, shall be considered a nuisance, and said company shall be liable to indictment therefor and to all the provisions of law applicable thereto; and said company shall, in all cases, be liable to repay to said city all sums of money that said city may be obliged to pay on any judgment recovered against said city for damages occasioned by any obstructions, or taking up, or displacement of any street by said company whatever, with or without the consent of the city council, together with counsel fees and other expenses incurred by said city in defending any suit to recover damages as aforesaid, with interest on the same, to be recovered in an action for money paid to the use of said company.

Damages occasioned by obstruction of streets, corporation liable for.

Public travel not to be interfered with unreasonably.

SECT. 10. Whenever the company shall lay down any pipes or aqueducts in any street, they shall cause the same to be done with as little obstruction to the public travel as may be practicable, and shall, at their own expense, without unnecessary delay, cause the earth and pavement removed by them to be replaced in proper condition. They shall not be allowed, in any case, to obstruct or impair the use of any public or private drain, or common sewer or reservoir; but said company shall have the right to cross, or where necessary, to change the direction of any private drain, in such a manner as not to obstruct or impair the use thereof, being liable for any injury occasioned by such crossing or alteration, to the owner thereof or any other person, in an action on the case.

Private drains not to be impaired, but may change the direction of such drains.

Water to be furnished to city without expense, the city furnishing pipes, &c.

SECT. 11. Said corporation shall furnish at all times to the city of Saco, without expense to the city, for use in the public buildings and school-houses of the city, and for the extinguishment of fires, such amount and volume of water as may be needful therefor; the necessary pipes and hydrants for distribution thereof for the purposes named in this section being furnished, laid and connected with the pipes of this company at the expense of the city.

City authorised to subscribe for capital stock.

SECT. 12. At any time after the organization of this corporation, the city of Saco shall be authorized, upon a vote of the city council to that effect, to take and hold in the capital stock of the company an amount not exceeding one-half thereof, upon paying to the company a like proportional part of the cost up to such time of all their buildings, works, dams, reservoirs, pipes and other property, and ten per centum of such proportional part in addition thereto. The amount so received by the company for the proportional part so taken by the city, shall be distributed and paid over to the other stockholders in proportion to their several interests, and the par value of the several shares held by them shall be reduced accordingly. The company shall at the same time create and issue to the city such a number of shares of the same par value, together with a fractional share if necessary, as shall represent the whole

Company shall issue shares to city.

amount paid by the city for the proportional part of the capital stock so taken; at all meetings of the stockholders of the company the shares held by the city shall be represented by such agent as the city council may by vote from time to time appoint, who shall be entitled to cast one vote for every share held by the city; and if said company shall neglect to comply with the provisions of this section for the space of one month after an offer and request from the mayor to that effect, all the rights and privileges of said company shall wholly cease and be of no effect; and in the event of a disagreement between the said company and the city as to the cost, up to the time of such offer, of the property of said company as hereinbefore set forth, then upon application of said city the same shall be determined by commissioners appointed in the same manner as is provided in the sixth section of this act, whose report, when accepted by the supreme judicial court, shall be final and conclusive as to the amount of cost up to such time of the property of said company.

CHAP. 686.

Shares held by
city may be
represented.

Disagreement
between company
and city as to
costs, &c.

SECT. 13. If said company or any of their servants or officers, employed in effecting the objects of the company, shall wilfully or negligently place or leave any obstructions in any of the streets of Saco, beyond what is actually necessary in constructing their works, laying down, taking up, and repairing their pipes and fixtures, or shall wilfully or negligently omit to repair and put in proper condition any street in which the earth or pavement may have been removed by them, the company shall be subject to indictment therefor, in the same manner that towns are subject to indictment for bad roads, and shall be holden to pay such fine as may be imposed therefor, which fine shall be collected, applied and expended in the same manner as is provided in case of the indictment aforesaid against towns, or may be ordered to be paid into the treasury of the city. If any person shall suffer injury in his person or property by reason of any such negligence, wilfulness or omission, he shall be entitled to recover damages of the company therefor, by an action on the case in any court of competent jurisdiction.

Wilfully and
negligently ob-
structing streets.

SECT. 14. Any person who shall maliciously injure any of the property of said company, or who shall corrupt the waters of said springs or any of their tributaries, or render them in any manner impure, or who shall throw the carcasses of dead animals or other offensive matter or materials into the waters of said springs or their tributaries, or leave the same thereon when frozen, or who shall in any manner wilfully destroy or injure any dam, reservoir, aqueduct, pipe, hydrant, or other property held, owned or used by said corporation for the purposes of this act, shall pay three times the amount of damages to said company, to be recovered in any proper action; and every such person, on conviction of either of

Malicious injury
of property, fine
and imprisonment
for.

CHAP. 687. said acts, shall be punished by fine not exceeding five thousand dollars and by imprisonment not exceeding one year.

Acts and doings
of corporation
affecting the
health of inhab-
itants.

SECT. 15. The mayor and aldermen, for the time being, shall at all times have the power to regulate, restrict and control the acts and doings of said corporation, which may in any manner affect the health, safety or convenience of the inhabitants of said city.

First meeting,
how called.

SECT. 16. The first meeting of said corporation may be called by a notice signed by any two of the corporators, published in any newspaper printed in the county of York, the publication to be at least one week before said meeting.

SECT. 17. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 687.

An act to make valid the doings of the town of Burlington.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Doings of Bur-
lington, relating
to school districts
No. 1 and 2, made
valid.

SECT. 1. The doings of the town of Burlington, at a town meeting held March twenty-eighth, in the year of our Lord eighteen hundred and seventy, relating to the limits of school districts number one and two, in said town, are hereby made valid.

SECT. 2. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 688.

An act to incorporate the Warren Farmers' Mutual Fire Insurance Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. Joel Hills, David Starrett, I. P. Starrett, Elmers Hoffses, Sumner Leach, John Creighton, Samuel Thomas, Lewis Hall, Alden M. Watts, James C. McIntyre, M. E. Wade, and all others who may hereafter become members of said company, are hereby incorporated and made a body politic, by the name of the Warren Farmers' Mutual Fire Insurance Company, for the purpose of insuring in the town of Warren only, their respective dwelling-houses, stores, shops, barns and other buildings, household furniture and merchandise, against loss or damage by fire, whether the same happen by accident, lightning, or by any other means,

Name.

Purpose.

excepting that of design in the insured, and may purchase and hold such real and personal estate as may be necessary to effect the object of their association, and may sell and convey the same at pleasure. **CHAP. 689.**

May hold real and personal estate.

SECT. 2. Said company may make, establish and put in execution such by-laws, not contrary to the laws of the state, as may seem necessary or convenient for the regulation and management of its affairs, and do and execute all such acts as may be necessary to carry into effect the purposes intended by this act. **By-laws.**

SECT. 3. The first meeting may be called by any three persons named in this act, by posting up in three public and conspicuous places, in said town of Warren, notice of the time and place, at least ten days before such meeting, at which time and place the members present may elect all needful officers, fix their compensation and manage their own affairs, in any way not repugnant to the general laws of this state relating to such companies. **First meeting, how called.**

Officers, their compensation, &c.

SECT. 4. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 689.

An act to make valid the acts and proceedings of the town of Kingsbury.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. All of the acts and proceedings of the inhabitants of the town of Kingsbury, in the county of Piscataquis, in town meetings assembled, in the years eighteen hundred sixty-six, sixty-seven, sixty-eight, sixty-nine and seventy, and all assessments and records of taxes therein, made by its officers in said years ; and all notices to sell, sales and conveyances made of real estate, situate therein, of resident and non-resident owners thereof, by the collectors and treasurers of said town, for the non-payment of taxes therein, in said years, are hereby confirmed and made valid.

Acts and proceedings of inhabitants of Kingsbury in town meetings in 1866, '67, '68, '69 and '70, made valid.

SECT. 2. This act shall take effect when approved.

Approved February 23, 1871.

CHAP. 690.

Chapter 690.

An act to amend an act entitled "an act to incorporate the Damariscotta Water-Power Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Amended.

Authorized to flow flats and marshes on Damariscotta river and tributaries.
Damages resulting from such flowage.

SECT. 1. Chapter four hundred and eighteen of the special laws of eighteen hundred and sixty, entitled "an act to incorporate the Damariscotta Water-Power Company," approved March eight, eighteen hundred and sixty, is hereby amended, by adding thereto the following section: 'Said corporation shall have the power to flow the flats and marshes on the Damariscotta river and its tributaries, above the place mentioned in section one of said chapter four hundred and eighteen, and shall pay such damages resulting from such flowage as they and the owners thereof may mutually agree upon; and in case said parties shall not agree as to the amount of damages, such corporation shall pay in any given case such damages as shall be ascertained and determined by the county commissioners of the county of Lincoln, in the same manner and under the same conditions as are by law provided in the case of the laying out of highways.'

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 691.

An act to incorporate the Somerset Boom Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. David Wing, E. J. Lawrence, G. W. Lawrence, Silas Bates and Abner Coburn, their associates, successors and assigns, are hereby constituted a body corporate by the name of the Somerset Boom Company, and as such, said corporation may make by-laws for the management of said corporation not inconsistent with the laws and constitution of this state, and enjoy all the powers and privileges of similar corporations in this state and the powers granted in the following sections.

Name.

By-laws.

Capital stock and shares.

SECT. 2. The capital stock of said corporation shall not exceed the sum of twelve thousand dollars, to be divided into shares of one hundred dollars each.

May erect booms on the Kennebec river for stopping logs.

SECT. 3. Said corporation may erect, purchase, maintain and occupy a boom or booms on the Kennebec river, in the county of Somerset, between Somerset mills in the town of Fairfield, and the great eddy in the town of Skowhegan, for the purpose of stopping

and securing their own logs, masts, spars and other lumber, that may float down said river, and also such other logs, masts, spars and other lumber as they may be requested to stop by the owners thereof; *provided however*, that said boom or booms shall be so conducted, tended and managed, as not to stop the passage or running through or by said booms, of any logs, masts, spars or other lumber, which said company have not been requested to stop, more than forty-eight hours at any one time.

Proviso.

SECT. 4. The owners of logs and other lumber requested to be stopped, as provided by section three, shall furnish said corporation with the marks which are on the logs and other lumber that they may request said corporation to stop, and also with rigging or warps suitable and sufficient to raft and secure the same; and said corporation shall raft the logs and other lumber of each owner or owners in a separate raft, and the owner or owners of said logs and other lumber shall take the same away within three days after being notified that his or their logs are so rafted, and if not taken away within said three days; said rafts shall be at the risk of the owners.

Owners of logs and lumber to be stopped to furnish corporation with marks.

SECT. 5. The said corporation shall be entitled to the following rates of toll or boomage for all logs rafted as provided in section four, to wit: For each and all logs sufficient to make one thousand feet, board measure, fifty cents; and for all other kinds of lumber in the same proportion. Said toll or boomage shall be charged or estimated from the bills of some surveyor or surveyors appointed by the selectmen of the town or towns in which said boom or booms may be located, who shall be sworn to the faithful discharge of the duties of his office. Said toll or boomage may be recovered in any court competent to try the same.

Toll granted.

Toll or boomage to be estimated from bills of surveyors appointed by selectmen of towns where booms may be located.

SECT. 6. For the purposes aforesaid, the said corporation are hereby authorized to purchase, hold and possess any land adjacent to said boom or booms on both sides of said river, not exceeding one hundred acres, with all such buildings as may be necessary for the management of said boom or corporation, and for the same purposes the agents of said corporation or those employed under them, are hereby authorized to occupy the lands on the shores of said river that may be necessary for building and maintaining said boom, and for rafting and holding the logs and other lumber that is required to be stopped and rafted by this corporation; *provided however*, said corporation shall pay to the owner or owners of land so taken a reasonable rent or price for said land, and if the owners of said land so taken or damaged cannot agree with said corporation upon the amount of said damages or rents to be paid by said corporation, the damages shall be appraised by the county commissioners of Somerset county, in the same manner as damages are appraised for taking land for public highways.

Authorized to purchase and hold land adjacent to booms, not exceeding 100 acres, with buildings.

Proviso.

Owners of land to be compensated for land taken.

Damages, adjustment of.

CHAP. 692.

Willful injury to
booms or property

SECT. 7. If any person or persons shall wilfully injure or destroy said boom or booms, or any parts thereof, or any work connected therewith, he or they shall pay to said corporation double the amount of damages which may be made to appear before any court competent to try the same.

First meeting,
how called.

SECT. 8. Any one of the persons named in this act is authorized to call the first meeting to organize said corporation, by giving seven days personal notice, in writing, to each of the other corporators.

SECT. 9. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 693.

An act to legalize the doings of the town of Grafton.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Acts and doings
of town of Grafton,
at annual
meetings Mar. 19,
'66, 11, '67, 3, '68,
20, '69, and 28, '70,
in election of
officers and raising
money, made
valid.

SECT. 1. All acts and doings of the town of Grafton, in the county of Oxford, at the annual meetings of said town, held March nineteen, eighteen hundred and sixty-six, March eleven, eighteen hundred and sixty-seven, March three, eighteen hundred and sixty-eight, March twenty-nine, eighteen hundred and sixty-nine, and March twenty-eight, eighteen hundred and seventy, in the election of town officers and raising money for necessary municipal purposes, are hereby made valid.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 693.

An act to authorize a fish weir in Cranberry Isles.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to
extend fish weir
in tide water, but
not to obstruct
navigation, &c.

SECT. 1. Holden and Richardson of the town of Cranberry Isles, are hereby authorized to extend a fish weir into the tide water at the Net ledges, in the town of Cranberry Isles, always provided that this grant shall not obstruct the navigation of the waters of said town, and shall not infringe upon the rights of others.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 694.

CHAP. 694.

An act to authorize Henry McGilvery to extend and maintain his wharf into tide waters in the city of Belfast.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Henry McGilvery of Belfast, in the county of Waldo, his heirs and assigns, are hereby authorized and empowered to extend and maintain his wharf, on his land in Belfast, into tide water, not exceeding two hundred feet.

Authorized to extend wharf into tide water.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 695.

An act to authorize the construction of a fish weir in Eastern harbor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Charles Donovan, James Grace and Horace E. Tibbetts, are authorized to build and maintain a fish weir in the waters of Eastern harbor, in the town of Addison, to extend from the upland of said Charles Donovan into said waters to a point where the water is seven feet deep at low water ; *provided*, the same shall not obstruct navigation or anchorage.

Fish weir, construction of, authorized in tide water.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 696.

An act to change the name of the Cape Elizabeth Steam Ferry Company and increase the capital stock thereof.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The name of the Cape Elizabeth Steam Ferry Company, as at present organized, under charter approved March fourth, in the year of our Lord eighteen hundred and fifty-seven, is hereby changed to the Cape Elizabeth Ferry Company.

Name changed.

SECT. 2. Said corporation is hereby authorized to increase its capital stock to the sum of twenty thousand dollars.

Capital stock, increase of, authorized.

SECT. 3. This act shall take effect when approved.

Approved February 24, 1871.

CHAP. 697.

Chapter 697.

An act to authorize the county commissioners of Kennebec county to appropriate money to rebuild or repair a bridge over the Sebasticook river, in Clinton Gore.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

County commissioners authorized to appropriate money to rebuild and repair Burnham bridge.

SECT. 1. The county commissioners of Kennebec county are hereby authorized to appropriate from the county treasury and expend a sum of money not exceeding twelve hundred dollars, to rebuild or repair so much of the Burnham bridge, so called, crossing the Sebasticook river from Clinton Gore, in said county, to Burnham, in the county of Waldo, as is located in said Kennebec county. But in no case shall the amount appropriated exceed two-thirds of the whole sum expended upon that part of the bridge lying in the county of Kennebec.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 698.

An act to incorporate the Poland and Minot Mutual Fire Insurance Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Walter Clarke, Daniel Freeman, S. L. Littlefield, J. C. Hackett, Z. J. French, B. P. Butler, Daniel Moody, Samuel Littlefield, William H. True, A. E. Herrick, John Freeman, D. L. Attwood, Marshall Jordan, H. N. Cutler, I. T. Chandler, J. H. Ayer, C. H. Doughty, S. H. Haskell, A. P. Lamb, S. O. Partridge, John Mosher, Stephen Field, W. T. Littlefield, Timothy T. Downing, Charles N. Downing, W. H. Dale, N. H. Doten, F. P. Hutchins, Benjamin Pulsifer, Ephraim Stinchfield, Alexander Wilson, S. A. Blake, T. S. Cobb, Jacob Lane, Paul Grenier, John Noyes, and all others who may hereafter become members of said company, are hereby incorporated and made a body politic by the name of the Poland and Minot Mutual Fire Insurance Company, for the purpose of insuring in the towns of Poland and Minot only, their respective dwelling-houses, stores, shops, barns and other buildings, household furniture and merchandise, against loss or damage by fire, whether the same happen by accident, lightning, or by any other means, excepting that of design in the insured, and may purchase and hold such real and personal estate as may be necessary to effect the object of their association, and may sell and convey the same at pleasure.

Name.

Purpose.

May purchase and hold real estate.

SECT. 2. Said company may make, establish and put in execution such by-laws, not contrary to the laws of the state, as may seem necessary or convenient for the regulation and management of its affairs, and do and execute all such acts as may be necessary to carry into effect the purposes intended by this act. CHAP. 699.
By-laws.

SECT. 3. The first meeting may be called by any three persons named in this act, by posting up in three public and conspicuous places, in said towns of Poland and Minot, notice of the time and place at least ten days before such meeting, at which time and place the members present may elect all needful officers, fix their compensation and manage their own affairs in any way not repugnant to the general laws of this state relating to such companies. First meeting,
how called.

Officers and their
compensation.

SECT. 4. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 699.

An act to amend "an act to incorporate the East Oxford Agricultural Society."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Section two of said act, is hereby amended, by adding after the word "Upton" the word 'Carthage,' so that said section, as amended, shall read as follows: 'Said society is hereby established within the towns of Canton, Livermore, Hartford, Peru, Dixfield, Rumford, Mexico, Roxbury, Byron, Andover, Grafton, Newry, Hanover, Upton, Carthage, and all the plantations lying in the northerly portion of said county, and may take and hold property, real or personal, the annual income of which shall not exceed one thousand dollars, to be applied to the advancement of agricultural and mechanical arts.' Amended.

Society established.
Limits.

May hold real or
personal property
Income, application
of.

SECT. 2. Section three of said act, is hereby amended, by adding at the end thereof the following words: 'And said society is hereby authorized to locate in any of the towns named in section two,' so that said section, as amended, shall read as follows: 'This society shall have all the powers and privileges, and be subject to all the liabilities and restrictions, usually granted to and imposed upon similar societies, and said society is hereby authorized to locate in any of the towns named in section two.' Section three
amended.

Powers and privi-
leges, liabilities
and restrictions.

SECT. 3. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 700.

An act to authorize Thomas Taylor to employ and use steam power to transport passengers and freight in the towns of Farmington, New Sharon, Phillips and other places.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Steam power, exclusive right of using, for purpose of transporting goods, &c., over public ways, &c., from Phillips and certain other towns, for twenty years.

SECT. 1. Thomas Taylor of Farmington, in the county of Franklin, his associates and assigns, are hereby vested with the sole and exclusive right of employing and using steam power for the purpose of transporting goods, wares, merchandise and passengers, upon and over the public highways, causeways and bridges, from Phillips upper village, in said county of Franklin, through the towns of Phillips, Avon, Strong, Farmington and New Sharon to New Sharon village, in said county, for the term of twenty years from the first day of June, in the year of our Lord one thousand eight hundred and seventy-one; *provided*, the said Thomas Taylor, his associates or assigns, shall, on or before the first day of June, in the year of our Lord one thousand eight hundred and seventy-two, put into actual operation on said highways, or some part thereof, one or more machines for transportation by steam power of passengers and freight, under the terms of this act.

Machines for transportation by steam power to be put in operation before June 1, '72.

Damages, towns not to be liable for.

SECT. 2. In no event shall the towns in which said highways are situated be liable for any damages which may be sustained by the said Taylor, his associates or assigns, in the use of steam power, for the purposes aforesaid, by reason of any defect in such highways, causeways or bridges, or for want of repair thereof.

Liability for damages to highways, &c.

SECT. 3. The said Taylor, his associates and assigns, shall be liable to the towns in which such highways, causeways and bridges are situated, for all damages other than natural wear done to the same, by reason of their being so used for transportation by steam power, to be recovered in an action of the case in any court of competent jurisdiction; and any machines or other property used by the said Thomas Taylor or his associates or assigns, for the purposes named in this act, shall be liable to attachment, seizure and sale, for the payment of any damages recovered against the said Thomas Taylor, his associates and assigns, under the provisions of this act.

Injury to persons and property by reason of said steam power.

SECT. 4. Any person who shall be injured in his person or property by reason of said steam power upon said highway as aforesaid, may recover damages of the said Thomas Taylor, his associates or assigns, for such injury, in an action of the case; and said Thomas Taylor, his associates and assigns, in exercising the powers herein granted, shall have all the rights and privileges, and be subject to all the duties and liabilities, under the law of common carriers by land, and to the law of the road.

Approved February 24, 1871.

Chapter 701.

CHAP. 701.

An act to change the names of certain persons.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. That Abby M. White of Wiscasset, shall be allowed to take the name of Abby M. Bragdon; Sarah R. Thorn of Paris, to take the name of Sarah R. Cummings; Elnora Webber to take the name of Nellie S. Newhall; Selina V. Mason to take the name of Selina V. Allen; Alice May Mason to take the name of Alice May Allen; Mary Swett of Howland, to take the name of Mary Emery; Orlando C. Swett to take the name of Orlando C. Emery; Hamer G. Swett to take the name of Hamer G. Emery; Ester J. Swett to take the name of Ester J. Emery; Eliza I. Daniels of Paris, to take the name of Eliza I. Porter; William Wood Dewhirst of Stockton, to take the name of William D. Hichborn; Annie E. Gray of Manchester, to take the name of Annie E. Kendrick; Sarah Elizabeth Hall of Bradford, to take the name of Sarah Elizabeth Plummer; Susie E. Benner to take the name of Susie E. Harkness; Catharine F. Locke of Farmington, to take the name of Catharine F. Richards; William Beverly Decatur of Kittery, to take the name of Stephen Decatur junior; Elvin D. Patch of Shapleigh, to take the name of Elvin D. Roberts; Sarah F. Patch to take the name of Sarah F. Roberts; Harris E. Patch to take the name of Harris E. Roberts; Willie Austin Ames of Orland, to take the name of Willie Austin Peavey; Annie L. Stevens of Monticello, to take the name of Annie L. Fulsom; Ida May of Norridgewock, to take the name of Ida May Morton; Peter C. Allen of Bowdoinham, to take the name of Loren C. Allen; Lizzie V. Clark of Augusta, to take the name of Lizzie V. Brown; Ellen E. Coburn to take the name of Ellen E. Baxter; Elsie Page of Orono, to take the name of Elsie Banks; Eva Cora Page to take the name of Eva Cora Banks; Sophia D. Frost of Corinna, to take the name Sophia D. Morse; Lozier Valoms Torrey Ritchie of Winterport, to take the name of Charles Edwin Ritchie; Abram R. Suckforth of Washington, to take the name of Abram Ripley.

Names of certain persons changed.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

CHAP. 702.

Chapter 702.

An act additional to "an act to establish the Stillwater Canal Corporation."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Toll on lumber,
regulation of.

SECT. 1. That the toll to be paid said corporation for all sawed lumber passing through that canal be four cents for each thousand feet, board measure, for passing each lock, and for pickets three cents per thousand for passing each lock, instead of the toll now provided for such lumber, the corporation to have the same lien and right for collecting said toll as are now provided by their charter.

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 703.

An act to authorize the extension of the Somerset Railroad to Bingham village, and for the completion of the same to Carratunk falls.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Som. Railroad Co.
authorized to
locate and extend
its road to Bingham.

SECT. 1. The Somerset Railroad Company is hereby authorized to locate and extend its railroad from its present northern terminus, on either side of Kennebec river, to Bingham village.

Three years' additional
time allowed to complete
road.

SECT. 2. A further time of three years, in addition to the time now limited by law, is hereby allowed for the completion of the Somerset Railroad to Carratunk falls.

SECT. 3. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 704.

An act to amend "an act to authorize the inhabitants of the town of Norway to exempt certain property from taxation."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Authorized to
exempt certain
property from
taxation.

SECT. 1. That section first of the act authorizing the exemption of certain property in the town of Norway from taxation, approved February third, eighteen hundred and seventy-one, be amended, by inserting after the word "meeting," in the second line of said section, the words, 'or any legal meeting called for that purpose.'

SECT. 2. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 705.

CHAP. 705.

An act to amend chapter three hundred thirty-eight of the private laws of eighteen hundred and seventy, relating to the throwing of sawdust and shavings into the Medomak river.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section one of chapter three hundred thirty-eight of the private laws of eighteen hundred seventy, entitled "an act to prevent the throwing of edgings and other refuse into the waters of Medomak river, in the town of Waldoborough," approved February twenty-sixth, eighteen hundred and seventy, is hereby amended, so that it shall not be construed to embrace in its provisions the throwing into said river of sawdust made in the manufacturing of staves, and the long sawdust or shavings made in the manufacturing of shingles.

Amended.

Throwing sawdust into river forbidden.

SECT. 2. This act shall not affect any cases now pending in court.

SECT. 3. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 706.

An act to further protect certain fishing interests in Lufkin pond.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The provisions of chapter four hundred sixty-two of the special laws of eighteen hundred sixty-eight, are hereby continued in force for three years from the date of the approval of this act, except as is hereinafter provided.

Chap. 462, special laws of 1868, continued in force.

SECT. 2. Seward Dill is hereby authorized for the time above specified, to put into or take from the above mentioned pond such fish as he shall deem proper, and otherwise have the general supervision of the same.

Seward Dill authorized to put into or take from pond such fish as he may deem proper, &c.

SECT. 3. This act shall take effect when approved.

Approved February 25, 1871.

CHAP. 707.

Chapter 707.

An act to incorporate the Trustees of the East Lebanon Academy.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. Frederic A. Wood, Sylvester Fall, Sylvester W. Abbott, John Libbey, Alpheus S. Hanscom, Frank N. Butler, Lewis Murray, their associates and successors, are hereby constituted a body politic and corporate under the name of the Trustees of the East Lebanon Academy, and by that name shall have power to prosecute and defend suits at law, to have and use a common seal, and to change the same at pleasure, and to take and hold for the objects of their association, by gift, grant, bequest or otherwise, any estate, real or personal, the annual income of which shall not exceed two thousand dollars.

Name.

May hold real or personal estate.

Property shall be applied to the promotion of education.

SECT. 2. All property or real estate which may by donation or otherwise come into possession of said trustees, in their corporate capacity, shall be faithfully applied to the promotion of education, by maintaining a literary institution under the name of the East Lebanon Academy.

SECT. 3. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 708.

An act to amend an act entitled "an act to amend an act to incorporate the Auburn Aqueduct Company," approved February seventeen, one thousand eight hundred and seventy-one.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Amended.

Section one of an act entitled "an act to amend an act to incorporate the Auburn Aqueduct Company," approved February seventeen, one thousand eight hundred and seventy-one, is hereby amended, by striking out from the seventh line of said section, the word "Morrill," and inserting in its stead the word 'Merrill'; and section three of said act is amended, by striking out from the fourth line of said section the word "fifty," and inserting the words 'one hundred'; and said section is further amended, by striking out from the fifth line thereof the word "fifty," and inserting the words 'one hundred.'

Approved February 25, 1871.

Chapter 709.**CHAP. 709.**

An act to authorise the town of Pittsfield to loan its credit in aid of manufactures therein.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Whereas, upon due investigation and consideration, we deem it for the benefit of the town of Pittsfield and of the people of this state, said town is hereby authorized to loan the sum of twenty-seven thousand five hundred dollars to Robert Dobson, William Dobson and others, in accordance with a vote taken by said town on the twenty-third day of December, eighteen hundred and seventy, for the encouragement of manufactures and the improvement of unimproved water power in said town.

Loan authorized
to amount of
\$27,500.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 710.

An act to amend section fifteen of chapter six hundred and seventeen, acts of one thousand eight hundred and sixty-eight, entitled "an act to incorporate the Penobscot Bay and River Railroad Company."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section fifteen of chapter six hundred seventeen of the acts of eighteen hundred sixty-eight, entitled "an act to incorporate the Penobscot Bay and River Railroad Company," is hereby amended, by adding thereto the following: 'Or said cities and towns may by a vote in the same manner and under the same limitations and provisions as are previously provided in this section, loan their credit to said corporation for the purpose of constructing said road, to an amount not exceeding ten per cent. of the valuation of any city or town, so voting; and said credit shall consist of bonds of any such city or town, and issued under the same provisions and restrictions as other bonds provided for in this section, and any city or town having voted to loan its credit to said corporation previous to the passage of this act, hereby has its action, so voting, made legal and binding,' so that said section, as amended, shall read as follows :

Amended.

Loan authorized.
Purpose.

'Sect. 15. Said corporation is hereby authorized to issue non-preferred and preferred stock, upon such terms and conditions and to such persons and corporations, and with such limitations and restrictions, as may be deemed most for the interest of the subscribers, the success of the corporation, and the completion of the

CHAP. 711. road; and cities and towns interested in the construction of said road, or to be benefited thereby, may subscribe, at par value, for any amount of either class of said stock, by a vote of two-thirds of the legal voters of any such city or town, present at any meeting legally called therefor, not to exceed ten per cent. of the amount of the valuation of such city or town; and such vote shall be obligatory on said city or town for the payment of the amount so subscribed; and said cities and towns may issue their bonds for such stock, on such time as may be agreed upon, with interest payable semi-annually, at a rate not exceeding six per cent., and for a period not exceeding thirty years, and all stock so subscribed for by said towns or cities shall be represented in said corporation by the municipal authorities thereof; or said cities and towns may, by vote, in the same manner and under the same limitations and provisions as is previously provided in this section, loan their credit to said corporation for the purpose of constructing said road, to an amount not exceeding ten per cent. of the valuation of any such city or town, so voting; and said credit shall consist of bonds of any such city or town, and issued under the same provisions and restrictions as other bonds provided for in this section, and any city or town having voted to loan its credit to said corporation previous to the enactment of this amendment, hereby has its action, so voting, made legal and binding.'

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 711.

An act to incorporate the Northern Aroostook Railroad Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Samuel F. Hersey, Arad Thompson, James W. Emery, A. Brooks, Hugh Ryan, Noah Woods, M. H. Angell, Charles P. Stetson, G. K. Jewett, E. R. Burpee, H. E. Prentiss, Joab W. Palmer, W. H. McCrillis, J. S. Wheelwright, T. N. Egery, E. S. Coe, D. R. Stockwell, Eben Webster, S. C. Hatch, Alfred Veazie, G. L. Boynton, Abram Woodard, Peter Dunn, junior, A. T. Mooers, James A. Purington, John A. Peters, N. C. Ayer, S. H. Dale, D. F. Leavitt, W. T. Pearson, Isaiah Stetson, M. S. Drummond, C. F. A. Johnson, E. G. Dunn, F. W. Hill, John Gardiner, Ira D. Fish, William Irish, Eben Trafton, Abner Weeks, A. P. Haywood, Nelson Herrin, John H. Bradford, B. L. Staples, S. H. Hussey, their associates, successors and assigns, are hereby made

Corporators.

CHAP. 711.

and constituted a body politic and corporate by the name of the Northern Aroostook Railroad Company, and by that name may sue and be sued, plead and be impleaded, and shall be entitled to all proper remedies at law or in equity to secure and protect it in the exercise and use of the rights and privileges conferred by this act, and in the performance of the duties hereinafter imposed and enjoined, and to prevent all invasion thereof, or interruption in exercising and performing the same, and shall be subject to all duties and liabilities imposed upon similar corporations by the laws of the state.

SECT. 2. The said corporation is hereby fully empowered to survey, locate, construct, complete, alter equip and keep in repair, a railroad with one or more tracks, and all necessary buildings, tunnels, viaducts, turnouts, side tracks, culverts, bridges, drains, and all other needful appendages and appurtenances, from some point on the line of the European and North American Railway, near where said railway crosses the Mattawamkeag river the second time going east in or near Bancroft, and from thence northerly by the most feasible route to some point on the St. John river at the northern boundary of the state in Van Buren plantation or letter G. The main line or a branch to be built to Houlton village, if upon survey it be found practicable, the branch to be completed into the village of Houlton as soon as the main line is completed as far north as Houlton. Said main line northerly of Houlton to be located through towns or townships in the first, second or third ranges west from the east line of the state, as said corporation may determine most feasible, with a branch from some point on said main line westerly to Portage Lake plantation, and thence down the Fish river valley to the St. John river in Fort Kent plantation.

SECT. 3. This corporation is hereby invested with all the powers, privileges and immunities which may be necessary to carry into effect the object and purposes of this act; and to this end it shall have the right to take and purchase and hold, or assign and convey the same, so much of the land and other real estate of private persons or corporations, as may be found necessary or convenient for the location, construction and convenient operation of said railroad; and shall also have the right to take, remove and use, for the construction and also for the repair of said railroad and its appurtenances, any earth, gravel, stone, timber and other materials on or from the land so taken; *provided however*, the land so taken shall not exceed six rods in width, except where greater width is necessary for the purpose of excavation or embankment; *and provided also*, in all cases said corporation shall pay for such lands, estate or materials such price as it and the owner or owners thereof may mutually agree upon; and

Name.

Rights and
privileges.May survey,
locate and com-
plete a railroad,
with one or more
tracks.

Route.

Main line or
branch to be built
to Houlton if
practicable.Location of main
line.Powers and privi-
leges.May take and hold
or assign, &c.,
land and other
real estate, neces-
sary for location,
construction and
operation of road.Earth, gravel,
stone, timber, &c.,
may be removed.Materials, &c.,
price to be paid
for.

CHAP. 711.

Damages, how
ascertained and
adjusted.

in case said parties shall not agree as to the price to be paid, the said corporation shall pay in any given case such damages as shall be ascertained and determined by the county commissioners of the several counties in which such lands or estates or materials may be situated, in the same manner and under the same conditions as are by law provided in the case of laying out highways. The land so taken by said corporation shall be held by it in like manner as lands taken and appropriated for highways.

Application to
county commis-
sioners to be made
in three years.

SECT. 4. No application to said county commissioners to estimate damages as provided in the preceding section shall be sustained, unless made within three years from the time of taking such lands or other property, and in the event that said railroad shall pass through any woodland or forest, said corporation shall have the right to remove or fell any tree or trees standing on such woodland or in such forest within four rods of such railroad which may be liable to be blown upon its track and thereby obstruct or impair the same, by paying therefor a just and reasonable compensation in each case to be determined and recovered in the event of disagreement between the parties, in the same manner provided in this act for the determination and recovery of other damages.

Trees may be
removed.

Capital stock and
shares.

SECT. 5. The capital stock of said corporation shall consist of not less than one thousand shares of one hundred dollars each par value, but the number of such shares may be from time to time increased at the discretion of the stockholders, to an amount not exceeding fifty thousand shares. The entire government and direction of the affairs of said corporation shall be vested in a board of directors to consist of not more than nine members and not less than five, which members shall be stockholders in said corporation, and shall be chosen or appointed in the manner hereinafter provided, and shall hold their offices respectively until others shall be appointed to take their places. A majority of the board of directors shall be a quorum for the transaction of business. The directors shall elect one of their number to be president of the board, who shall also be president of the corporation, and they shall also choose a clerk and treasurer, which latter officer shall be required to give bond to the corporation, in such sum as the directors may determine, for the faithful discharge of his trust.

Directors, num-
ber of, regulated.

Quorum.

President, clerk
and treasurer.

Bond.

Powers of presi-
dent and directors

SECT. 6. The directors for the time being are hereby duly authorized and empowered by themselves or their agents to exercise all the powers herein granted to the corporation relating to the location, construction, completion and equipment of said railroad, and to the transportation of persons, goods, and property on and over the same; and also all such power and authority for the management of the affairs of the corporation as may be necessary and proper to carry into effect the objects of this act. They may in the name of the corporation and for its use, purchase, take and

CHAP. 711.

hold all such lands, materials, engines, cars, property and other things, as they may find necessary, convenient or useful in the construction, completion and equipment of said railroad. They may make, from time to time, such equal assessments upon all the shares of stock in said corporation as they may deem expedient and necessary as the work progresses, no share, however, being liable, in any event, to assessments amounting in the whole to more than one hundred dollars. They may establish rules for the government of their own proceedings, and may fill any vacancy which may occur in their own board subsequent to the regular annual meeting.

Assessments.

Rules for government of proceedings.

SECT. 7. For the purpose of raising means and funds to accomplish the objects and purposes of this act, said corporation is hereby authorized to make and issue its bonds in such form and manner and payable at such time as the directors may, under the circumstances, deem advisable; and it may secure the principal and interest of said bonds by a mortgage of its railroad, and all its lands, property, rights, privileges and franchises then possessed, held or owned, or thereafter acquired by said corporation, made to such persons as trustees, and in such form and manner as the directors may appoint and prescribe.

Bonds, issue of, authorized.

Mortgage may be given to secure principal and interest.

SECT. 8. The treasurer shall give notice in the manner directed by the by-laws, of all assessments upon the stock of said corporation ordered by the directors, and if any stockholder shall neglect for the space of thirty days after such notice is given to pay any assessment on his share, the directors may order the treasurer to sell such share at public auction, to the highest bidder, after giving reasonable notice of the time and place of sale, such as the directors may prescribe; and such shares shall be duly transferred to the purchaser, and such delinquent stockholder shall be held accountable to the corporation for the balance, if such shares shall sell for less amount than the assessments due thereon, with interest and costs of sale, and in like manner shall be entitled to the surplus, in the event that the proceeds of the sale shall exceed the assessments, interest and costs of sale.

Treasurer to give notice of assessments.

Neglect to pay assessments.

SECT. 9. A toll is hereby granted and established for the sole benefit of said corporation, upon all passengers and all property of all descriptions, which may be conveyed or transported by it upon its railroad, at such rates as may be agreed upon or established from time to time by the directors. The transportation of persons and property, the form and construction of cars, the weights of loads, and all other matters and things relating to the equipment, running and management of said railroad, shall be in conformity with such rules and regulations as the directors may prescribe. The legislature may authorize any other railroad company to make connection with the railroad of this company at any

Toll granted on passengers and property conveyed by company.

Connections authorized.

CHAP. 711.

point on the line of its route, and no discrimination in the rates of freight or passengers shall be made by this corporation, nor by any party or parties who may operate its line of railroad, or any part thereof, against railroad corporations having the right to connect with the railroad of this company; but all passengers and all freight coming from or going to such connecting railroads, shall be transported promptly, and at the same rates of toll and freight charged by said corporation for transportation, commencing and terminating on its own line of railroad.

By-laws.

SECT. 10. Said corporation shall have power to make, ordain and establish all necessary by-laws and regulations, consistent with the constitution and laws of this state, for its own government and for the due and orderly conducting its affairs and management of its property; and it is also authorized and empowered to make connection with any other railroad corporation.

Annual meeting.

SECT. 11. The annual meeting of said corporation shall be holden at such time as the by-laws shall prescribe, and at such place as the directors for the time being shall appoint, at which meeting the directors shall be chosen by ballot, each stockholder by himself or his proxy being entitled at such meetings to as many votes as he holds shares; and the directors are authorized to call special meetings of the stockholders whenever they shall deem it proper and expedient. Notice of all meetings of the stockholders shall be given in such manner as the by-laws shall require, or as the directors for the time being shall order.

Choice of directors.**Special meetings.****Notice of meetings.****Taxation of property, relating to.**

SECT. 12. All real estate purchased by said corporation except the line of its railroad and right of way and the buildings thereon, shall be taxable to said corporation in the towns in which it may be situated, in the same manner as real estate owned by private persons in the same localities, and not otherwise; and the shares owned by the stockholders shall be deemed personal property, and taxable as such, to the respective owners thereof, in the places where they reside and have their homes.

Acceptance of act.

SECT. 13. Any five of the ten corporators first named in this act are hereby authorized to call a meeting of the corporators for the purpose of accepting this act, and making a preliminary organization of the corporation; and at such meeting they may determine when and in what manner books shall be opened for subscription to stock, and how subsequent meetings of the corporators shall be called and notified, and may transact any other business which may be deemed necessary in carrying forward and completing the organization of the corporation. The attendance of five of the corporators shall constitute a quorum for the transaction of business, but a less number may adjourn from day to day, or to a time certain.

SECT. 14. If said corporation shall not be organized and a location of its line according to actual survey shall not be filed with the county commissioners of the several counties through which the railroad shall pass, on or before the first day of January, eighteen hundred and seventy-three, or if said corporation shall fail to complete said railroad on or before the first day of January, eighteen hundred and seventy-eight, then in either of the above mentioned cases this act shall be null and void, as to all that part of said railroad not completed and finished on or before the day last above named; *and always provided*, that the passage of this act or anything contained in this act, shall not in any way affect the rights or impair the obligations of the European and North American Railway Company, or the rights of the state, as set forth in the act approved February twenty, eighteen hundred and sixty-four, entitled "an act authorizing the further extension of the European and North American Railway," or in the act approved March twenty-four, eighteen hundred and sixty-four, entitled "an act to provide means for the defence of the northeastern frontier," or any subsequent acts which in any way or manner concern said European and North American Railway Company.

CHAP. 712.

Organization,
location, &c.

Rights and obligations of the E. & N. A. Railway not to be impaired

SECT. 15. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 712.

An act to continue in force "an act establish schools in the Madawaska district."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. There is hereby appropriated for the support of schools in the Madawaska district, the sum of one thousand dollars, to be expended under the supervision of an agent to be appointed by the governor and council, to whom he shall make returns of all moneys expended under his supervision, and said sum shall be divided as follows, viz : the towns of Fort Kent, Frenchville and Hamlin plantation, one hundred dollars each ; Madawaska, one hundred and seventy-five dollars ; Grant Isle, one hundred and twenty-five dollars ; Van Buren, one hundred and fifty dollars ; St. Francis, Wallagrass, Cyr, St. John and Eagle Lake, fifty dollars each ; *provided*, the districts in said towns and plantations shall in each case furnish a suitable house wherein to keep said schools ; *and provided further*, that before its specified amount shall be paid a town or plantation, said town or plantation shall raise, collect, and apportion among its school districts, the amount

Appropriation,
division of.

Proviso.

Requirements of
plantations.

CHAP. 713. herein required of it, viz: Fort Kent, three hundred dollars; Frenchville and Madawaska, three hundred and twenty-five dollars each; Grant Isle and Van Buren, two hundred and fifty dollars each; Hamlin plantation, one hundred and fifty dollars; St. Francis and Wallagrass, one hundred dollars each; Cyr, seventy-five dollars; St. John, sixty-five dollars; Eagle Lake, sixty dollars; and the failure of one town or plantation to fulfill the requirements of this act shall not in any way affect the right of any other town or plantation thereby.

High schools,
appropriation for.

SECT. 2. There is hereby appropriated for the support of high schools in said district, the further sum of five hundred dollars, viz: two hundred dollars to Fort Kent high school, and three hundred dollars to Frenchville high school, tuition to be free to all scholars within the district, to be expended under the direction of the agent appointed as aforesaid, upon satisfactory evidence to the governor and council that said schools are in successful operation. And the amount hereby appropriated shall be paid from the interest in Madawaska school fund, so called, so far as it will pay the same.

Madawaska
school fund,
amount to be paid
from.

SECT. 3. The agent so appointed shall receive no compensation for his services out of the amount hereby appropriated, and shall give bonds to the approval of the governor and council.

SECT. 4. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 713.

An act to authorize the county of York to procure a loan.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Loan of \$25,000
authorized.

Amount to be ex-
pended under
direction of co.
commissioners for
purpose of build-
ing jail.
Interest payable
semi-annually.

Bonds, issue of,
authorized.

SECT. 1. The treasurer of York county is hereby authorized to procure by loan, on the faith and responsibility of said county, a sum not exceeding twenty-five thousand dollars, to be expended by and under the direction of the county commissioners of said county, for the purpose of building and completing, by contract, the jail and house of correction now in process of erection at Alfred, the interest on said sum to be paid semi-annually, and the principal to be reimbursed by said county at such time or times, not exceeding ten years, as the commissioners may agree upon; and said treasurer is hereby authorized to issue county bonds therefor, with coupons for interest attached, payable in manner aforesaid.

SECT. 2. The aldermen of cities and the selectmen of the several towns in said county, are hereby directed to notify the inhabitants of their respective cities and towns to give in their votes at the annual meeting in September next, upon the question, shall a loan on conditions specified in section one be authorized? Those in favor expressing it by the word yes, and those opposed by the word no, upon their ballot; return of which shall be made in due form to the county commissioners of said county within fourteen days. If it shall appear that a majority of the inhabitants voting on the question is in favor of authorizing said loan, the commissioners shall proceed to contract for the completion of said jail and house of correction, according to plans and specifications to be prepared by them; if a majority vote no, then no loan shall be made.

SECT. 3. This act shall take effect when approved.

Approved February 25, 1871.

CHAP. 714.

Inhabitants to vote at annual meeting in Sept. upon question of loan.

Return to be made to county commissioners.—their proceedings.

Chapter 714.

An act to authorize the city of Hallowell to aid in the construction of a steam saw mill in said city.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The inhabitants of the city of Hallowell are hereby authorized to aid by loan, on sufficient security, in the construction of a steam saw-mill, and other machinery in said mill in said city, and to raise money for that purpose by loan or otherwise, to the amount of five thousand dollars; *provided*, that said inhabitants, at a general meeting to be called by the mayor and aldermen of said city as town meetings are called, shall so vote by a majority of two-thirds of those present and voting.

Loan authorized.

Provido.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 715.

An act relating to the powers and duties of the constable of the town of Whitefield.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. In the service and return of all writs and precepts where the sum sued for or demanded does not exceed five hundred

Constables of Whitefield, authority of, in ser-

CHAP. 716.

vice of precepts,
enlarged.

dollars, any constable of the town of Whitefield shall have the same authority and be subjected to the same duties as is provided for deputy sheriffs in section nine of chapter eighty of the revised statutes.

Bond to inhab-
itants required.
Approval of bond
by municipal
officers.

SECT. 2. Said constable, before serving any civil process, shall give bond to the inhabitants of said Whitefield, in the sum of five thousand dollars, with good and sufficient sureties, approved by the municipal officers of said town, who shall endorse their approval on said bond with their own hands for the faithful performance of the duties of said office as to all precepts by him served or executed.

Misdoings of con-
stable, persons
injured by, may
have remedy upon
his bond.

SECT. 3. Persons injured by the neglects or misdoings of said constable may have the same remedy by preliminary action and action on his bond as is provided in case of a sheriff's bond.

SECT. 4. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 716.

An act to authorize the town of Jay to loan its credit in aid of manufactures therein and "for the benefit of the people of this state."

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Loan authorized.

SECT. 1. Whereas, upon due investigation and consideration, we deem it for the benefit of the town of Jay, and of the people of this state, said town is hereby authorized to loan the sum of ten thousand dollars to Hutchings & Lane, in accordance with a vote taken by said town on the twenty-first day of April, eighteen hundred and seventy, for the encouragement of manufactures in said town.

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 717.

An act relating to drains and common sewers in the cities of Portland and Bangor.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Public drains or
common sewers,
duties of munici-
pal officers relat-
ing to.

SECT. 1. It shall be the duty of the municipal officers of Portland and Bangor, when said cities have constructed and completed any public drain or common sewer, to determine what lots or par-

cels of land are benefited by such drain or sewer, and to estimate and assess upon such lots and parcels of land, and against the owner thereof, if known, whether the same is occupied or not, such sum not exceeding such benefit as they may deem just and equitable towards defraying the expenses of constructing and completing such drain or sewer, the whole of such assessments not to exceed three-fourths of the cost of such drain or sewer, and such drain or sewer shall forever thereafter be maintained and kept in repair by said cities. Such municipal officers shall file with the clerk of said cities the location of such drain or sewer, with a profile description of the same, with the amount assessed upon each lot or parcel of land so assessed, and the name of the owner of such lots or parcels of land if known, and the clerks of said cities shall record the same in a book kept for that purpose, and within ten days after filing such notice, each person so assessed shall be notified of such assessment by having an authentic copy of said assessment, with an order of notice, signed by the clerks of said cities, stating the time and place for a hearing upon the subject matter of said assessments, given to each person so assessed, or left at his usual place of abode in said cities; if he has no place of abode in said cities, then such notice shall be given to or left at the abode of his tenant or lessee if he has one in said cities; if he has no such tenant or lessee in said cities, then by posting the same notice in some conspicuous place in the vicinity of the lot or parcel of land so assessed, at least thirty days before said hearing, or such notice may be given by publishing the same three weeks successively in any newspaper published in said cities, the first publication to be at least thirty days before said hearing; a return made upon a copy of such notice by any constable in said cities, or the production of the paper containing such notice, shall be conclusive evidence that said notice has been given, and upon such hearing the municipal officers shall have power to revise, increase or diminish any of such assessments, and all such revisions, increase or diminution, shall be in writing and recorded by such clerk.

SECT. 2. Any person not satisfied with the amount for which he is assessed, may within ten days after such hearing, by request, in writing, given to such clerk, have the assessment upon his lot or parcel of land determined by arbitration. The municipal officers shall nominate six persons who are residents of said cities, two of whom selected by the applicant, with a third resident person selected by such applicant, may fix the sum to be paid by him, and the report of such referees made to the clerks of said cities, and recorded by him, shall be final and binding upon all parties. Said reference shall be had and their report made to said clerks within

Location of drain or sewer to be filed with clerk.

Assessments, hearing upon subject, notice of.

Notice and hearing.

Return upon notice.

Power to revise, increase or diminish assessments, given to municipal officers. Record of clerk.

Persons not satisfied with assessments, proceedings in case of.

Referees, selection of.

CHAP. 717. thirty days from the time of hearing before such municipal officers named in section one of this act.

Private drain may enter public drain or common sewer.

SECT. 3. Any person may enter his private drain into any such public drain or common sewer, while the same is under construction and before the same is completed, and before the assessments are made, on obtaining a permit in writing from the municipal officers, or the committee having the construction of the same in charge; but after the same is completed and the assessments made, no person shall enter his private drain into the same until he has paid his assessment and obtained a permit in writing from the municipal officers. All permits given to enter any such drain or sewer shall be recorded by the city clerks of said cities before the same are issued.

Conditions.

Permits given to enter drain or sewer to be recorded by city clerk.

Assessments.

Lien.

SECT. 4. All assessments made under the provisions of this act, shall create a lien upon each and every lot or parcel of land so assessed, and the buildings upon the same, which lien shall continue one year after said assessments are made; and within ten days after they are made, the clerk of said cities shall make out a list of all such assessments, the amount of each assessment, and the name of the person, if known, against whom the same is assessed, to be by him certified; and he shall deliver the same to the treasurers of said cities, and if said assessments are not paid within three months from the date of said assessments, then the treasurer shall proceed and sell such of said lots or parcels of land upon which such assessments remain unpaid, or so much thereof, at public auction, as is necessary to pay such assessments and all costs and incidental charges; he shall advertise and sell the same in the same way and manner that real estate is advertised and sold for taxes under chapter six of the revised statutes, which sale shall be made within one year from the time said assessments are made; and upon such sale, the treasurer shall make, execute and deliver his deed to the purchaser thereof, which shall be good and effectual to pass the title of such real estate; the sum for which such sale shall be made, shall be the amount of the assessment and all costs and incidental expenses.

Neglect to pay assessments, proceedings in case of.

Redemption of real estate.

SECT. 5. Any person to whom the right by law belongs, may at any time within one year from the date of said sale, redeem such real estate, by paying to the purchaser or his assigns the sum for which the same was sold, with interest thereon, at the rate of twenty per cent. per annum and the costs of reconveyance.

Collection of assessments.

SECT. 6. If said assessments are not paid, and said cities do not proceed to collect said assessments by a sale of the lots or parcels of land upon which such assessments are made, or do not collect or is in any manner delayed or defeated in collecting such assessments by a sale of the real estate so assessed, then the said cities, in the name of the inhabitants of such cities or in the name

of such city, may sue for and maintain an action against the party **CHAP. 718.**
so assessed for the amount of said assessment, as for money paid,
laid out and expended, in any court competent to try the same,
and in such suit may recover the amount of such assessment with
twelve per cent. interest on the same from the date of said assess-
ments and costs.

SECT. 7. All acts and parts of acts inconsistent with this act **Acts repealed.**
are hereby repealed. This act and said repeal shall not apply to
or affect any drain or common sewer constructed or assessment
made prior to the approval of this act.

SECT. 8. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 718.

An act to amend an act entitled "an act to extend the time for the Lime Rock Bank to
accept the provisions of an act to renew the charter of certain banks," approved Janu-
ary twenty-eight, eighteen hundred and seventy-one.

*Be it enacted by the Senate and House of Representatives in Legis-
lature assembled, as follows :*

SECT. 1. Section one of said act, is hereby amended, by striking **Amended.**
out in the fifth line thereof the word "March," and inserting
instead thereof the word 'April.'

SECT. 2. This act shall take effect when approved.

Approved February 25, 1871.

Chapter 719.

An act for the assessment of a state tax for the year one thousand eight hundred and
seventy-one, amounting to eleven hundred twenty-five thousand four hundred fifty-one
dollars and thirty-six cents.

*Be it enacted by the Senate and House of Representatives in Legis-
lature assembled, as follows :*

SECT. 1. That each city, town, plantation, or other place here- **State tax.**
inafter named within this state, shall be assessed and pay the
several sums with which they respectively stand charged in the
following lists; the same being in addition to the poll tax of one
cent on each poll, a tax of five mills on the dollar of the present
valuation, for the current disbursement of the treasury and for the
sinking fund established by an act approved January twenty-eight,
eighteen hundred sixty-five, and for the sinking fund established
by an act approved March seventh, eighteen hundred sixty-eight.

COUNTY OF ANDROSCOGGIN.

Auburn,	Fourteen thousand six hundred six dollars and forty two cents,	14,606 42
Durham,	Two thousand four hundred seventeen dollars and eighty six cents,	2,417 86
East Livermore,	One thousand nine hundred forty five dollars and ninety five cents,	1,945 95
Greene,	Two thousand two hundred one dollars and thirty cents,	2,201 30
Lewiston,	Forty four thousand ninety dollars and seventy three cents,	44,090 73
Lisbon,	Three thousand seven hundred nine dollars and ninety seven cents,	3,709 97
Leeds,	Two thousand two hundred eighty five dollars and ninety four cents,	2,285 94
Livermore,	Two thousand six hundred twenty five dollars and thirty seven cents,	2,625 37
Minot,	Three thousand fifty six dollars and forty cents,	3,056 40
Poland,	Three thousand eight hundred thirty five dollars and thirty two cents,	3,835 32
Turner,	Four thousand eighty three dollars and seventy nine cts.,	4,083 79
Wales,	One thousand one hundred forty eight dollars and thirty two cents,	1,148 32
Webster,	Two thousand thirty-four dollars and thirty five cents,	2,034 35
	Eighty eight thousand forty one dollars and seventy two cents,	88,041 72

COUNTY OF AROOSTOOK.

Amity,	Two hundred twenty four dollars and twenty cents,	224 20
Bridgewater,	Four hundred seventeen dollars and fifty four cents,	417 54
Dalton,	Four hundred ninety three dollars and fifty three cents,	493 53
Easton,	Three hundred fifty dollars and forty five cts.	350 45
Frenchville,	Five hundred sixty one dollars and twenty three cents,	561 23
Fort Fairfield,	One thousand three hundred eighty seven dollars and sixty cents,	1,387 60
Fort Kent,	Four hundred twenty one dollars and one cent,	421 01
Hodgdon,	Nine hundred ninety one dollars and thirty six cents,	991 36
Houlton,	Three thousand four hundred twelve dollars and eighty cents,	3,412 80
Linneus,	Five hundred forty eight dollars and thirty three cents,	548 33
Ludlow,	Two hundred ninety dollars and twenty one cents,	290 21
Lyndon,	Seven hundred eighty one dollars and seven cents,	781 07
Limestone,	One hundred seventy five dollars and forty two cents,	175 42
Littleton,	Four hundred seventy two dollars and eighty cents,	472 80
Madawaska,	Four hundred fourteen dollars and thirty six cents,	414 36
Mars Hill,	Two hundred twenty nine dollars and eighty three cents,	229 83
Maysville,	Seven hundred one dollars and ninety two cents,	701 92
Monticello,	Six hundred ninety four dollars and fifty nine cents,	694 59
Masardis,	One hundred ninety seven dollars and seventy nine cents,	197 79
New Limerick,	Two hundred eighteen dollars and twenty cents,	218 20
Orient,	One hundred seventy five dollars and thirty nine cents,	175 39
Presque Isle,	Nine hundred five dollars and seventy five cents,	905 75

COUNTY OF AROOSTOOK, (CONTINUED.)

CHAP. 719.

Sherman,	Five hundred ninety one dollars and thirty cents,	591 30
Smyrna,	One hundred seventy eight dollars and eighty six cents,	178 86
Washburn,	Three hundred sixteen dollars and ten cts.,	316 10
Weston,	Two hundred fifty dollars and nine cents,	250 09
Alva plantation,	Two hundred forty nine dollars and fifty seven cents,	249 57
Benedicta do.	Two hundred nine dollars and thirty nine cents,	209 39
Bancroft do.	One hundred ninety eight dollars and eleven cents,	198 11
Crystal do.	One hundred sixty one dollars and thirteen cents,	161 13
Castle Hill do.	One hundred thirty six dollars and thirty one cents,	136 31
Dayton do.	One hundred twenty two dollars and seventy one cents,	122 71
Glenwood do.	One hundred thirty seven dollars and forty eight cents,	137 48
Grant Isle do.	Three hundred six dollars and fifty four cents,	306 54
Haynesville do.	One hundred and thirty three dollars,	133 00
Island Falls plantation,	One hundred ninety dollars and fifteen cts.,	190 15
Moro do.	One hundred thirteen dollars and seventy nine cents,	113 79
Mapleton do.	Two hundred fifty seven dollars and thirty cents,	257 30
Maewahoc do.	Two hundred seven dollars and forty seven cents,	207 47
Hamlin plantation,	Two hundred forty seven dollars and five cents,	247 05
Oakfield do.	Two hundred sixty two dollars and eighty one cents,	262 81
Perham do.	One hundred two dollars and seventy three cents,	102 73
Van Buren do.	Three hundred nine dollars and eleven cts.,	309 11
Woodland do.	One hundred nineteen dollars and six cts.,	119 06
Westfield do.	One hundred four dollars and fifty two cts.,	104 52
11, R. 1 do.	One hundred forty three dollars and eighty five cents,	143 85
9, R. 6 do.	Ninety six dollars and ninety nine cents,	96 99
W. 1/2 No. 9, R. 1, Greenwood Survey,	Twenty eight dollars and sixty cents,	28 60
E. R. 1, W. E. L. S.,	Ninety cents,	90
Cox Patent, do.	Two dollars and twenty five cents,	2 25
A. R. 2, 11,020 acres, do.	Thirty five dollars and seventy five cents,	35 75
A. R. 2, 7,715 acres, do.	Twenty two dollars and fifty cents,	22 50
B. R. 2, do.	One hundred forty three dollars,	143 00
C. R. 2, do.	Seventy dollars,	70 00
D. R. 2, do.	Fifty one dollars and thirty five cents,	51 35
E. R. 2, 12,722 acres, do.	Twelve dollars and thirty eight cents,	12 38
I. R. 2, do.	Thirty nine cents,	39
E. half K, R. 2, do.	Twenty four dollars and thirty seven cents,	24 37
W. half K, R. 2, do.	Twenty four dollars and thirty seven cents,	24 37
L. R. 2, do.	Fifteen dollars,	15 00
S. R. 2, do.	Sixty five dollars and seventy five cents,	65 75
1. R. 3, do.	Thirty dollars,	30 00
Pt. 1, R. 3, (Barker) do.	Twenty nine dollars and ninety cents,	29 90
3, R. 3, do.	One hundred twenty eight dollars and seventy cents,	128 70
4, R. 3, do.	Eighty five dollars and eighty cents,	85 80
7, R. 3, do.	One hundred thirty six dollars and fifty cts.	136 50
8, R. 3, do.	Twenty nine dollars and ninety cents,	29 90
9, R. 3, do.	Thirty seven dollars and thirty eight cents,	37 38
10, R. 3, do.	Thirty seven dollars and thirty seven cents,	37 37
S. E. qr. 16, R. 3, do.	Ten dollars and fifty cents,	10 50
N. E. qr. 16, R. 3, do.	Nine dollars and forty three cents,	9 43
W. half 16, R. 3, do.	Eighteen dollars and eighty five cents,	18 85
N. half 17, R. 3, do.	Eighteen dollars and eighty five cents,	18 85
S. half 17, R. 3, do.	Eighteen dollars and eighty five cents,	18 85
1, R. 4, N. Y. A., do.	Forty four dollars and ninety cents,	44 90
2, R. 4, do.	Fifty seven dollars and twenty cents,	57 20
E. half 3, R. 4, do.	Thirty five dollars and seventy five cents,	35 75
W. half 3, R. 4, do.	Sixty four dollars and thirty five cents,	64 35

STATE TAX.

COUNTY OF AROOSTOOK, (CONTINUED.)

5, R. 4, Dyer Brook, W. E. L. S.,	Seventy one dollars and fifty cents,	71 50
E. half 6, R. 4, do.	Thirty five dollars and seventy five cents,	35 75
N. W. qr. 6, R. 4, do.	Thirteen dollars and seventy five cents,	13 75
7, R. 4, do.	Eighty five dollars and eighty cents,	85 80
Half 8, R. 4, do.	Twenty dollars and fifteen cents,	20 15
8, R. 4, do.	Twenty one dollars,	21 00
9, R. 4, W. E. L. S., Blocks,	Five dollars and eighty five cents,	5 85
9, R. 4, do.	Forty two dollars,	42 00
W. half and S. E. quarter 10, R. 4, W. E. L. S.,	Thirty dollars and eighty eight cents,	30 88
E. half 11, R. 4, do.	Twenty two dollars and ten cents,	22 10
N. W. qr. 11, R. 4, do.	Seventeen dollars and eighty seven cents,	17 87
S. W. qr. 11, R. 4, do.	Eleven dollars and thirty eight cents,	11 38
13, R. 4, do.	Twenty nine dollars and ninety cents,	29 90
E. half 15, R. 4, do.	Twenty six dollars,	26 00
W. half 15, R. 4, do.	Twenty six dollars,	26 00
16, R. 4, do.	Forty nine dollars and forty cents,	49 40
8, half 17, R. 4, do.	Fifteen dollars and twenty seven cents,	15 27
Part N. half 17, R. 4, do.	Six dollars and fifty cents,	6 50
17, R. 4, do.	Twelve dollars and fifty cents,	12 50
S. part A, R. 5, do.	Forty dollars and thirty cents,	40 30
N. part A, R. 5, do.	Forty three dollars and fifty five cents,	43 55
S. half 1, R. 5, do.	Forty three dollars and fifty five cents,	43 55
N. half 1, R. 5, do.	Twenty nine dollars and twenty five cents,	29 25
7, R. 5, do.	Fifty seven dollars and twenty cents,	57 20
8, R. 5, 9, 279 acres, do.	Fifteen dollars and sixty four cents,	15 64
9, R. 5, do.	Sixteen dollars and twenty five cents,	16 25
N. W. qr. 9, R. 5, do.	Six dollars and fifty cents,	6 50
12, R. 5, do.	Fifteen dollars and sixty cents,	15 60
12, R. 5, Buchanan, do.	Twelve dollars and thirty five cents,	12 35
13, R. 5, do.	Forty dollars and ninety five cents,	40 95
14, R. 5, do.	Twenty seven dollars and ninety five cents,	27 95
15, R. 5, do.	Forty six dollars and fifteen cents,	46 15
16, R. 5, do.	Forty dollars and ninety five cents,	40 95
17, R. 5, do.	Fifty two dollars,	52 00
10, R. 6, do.	Forty dollars and ninety five cents,	40 95
11, R. 6, do.	Fifty eight dollars and fifty cents,	58 50
11, R. 6, do.	Three dollars and seventy five cents,	3 75
12, R. 6, do.	Thirty nine dollars,	39 00
13, R. 6, do.	Twenty dollars and fifteen cents,	20 15
14, R. 6, do.	Fifty two dollars,	52 00
W. hf. 15, R. 6, do.	Twenty dollars and forty eight cents,	20 48
E. hf. 15, R. 6, do.	Twenty dollars and forty seven cents,	20 47
16, R. 6, do.	Thirty three dollars and fifteen cents,	33 15
S. half 17, R. 6, do.	Twenty two dollars and seventy five cents,	22 75
N. half 17, R. 6, do.	Seventy five cents,	75
9, R. 7, do.	Forty two dollars and twenty five cents,	42 25
10, R. 7, do.	Forty two dollars and twenty five cents,	42 25
10, R. 7, do.	Eleven dollars and twenty five cents,	11 25
11, R. 7, do.	Forty four dollars and eighty five cents,	44 85
11, R. 7, do.	Three dollars,	3 00
12, R. 7, do.	Forty eight dollars and ten cents,	48 10
13, R. 7, do.	Twenty seven dollars and thirty cents,	27 30
13, R. 7, do.	Six dollars,	6 00
14, R. 7, do.	Thirty nine dollars,	39 00
N. W. qr. 14, R. 7, do.	Fifteen dollars and sixty cents,	15 60
15, R. 7, do.	Thirty nine dollars and sixty five cents,	39 65
16, R. 7, do.	Eight dollars,	8 00
9, R. 8, do.	Fifty three dollars and thirty cents,	53 30
10, R. 8, do.	Fifty eight dollars and fifty cents,	58 50
11, R. 8, do.	Fifty eight dollars and fifty cents,	58 50
12, R. 8, do.	Forty five dollars and fifty cents,	45 50
13, R. 8, do.	Forty five dollars and fifty cents,	45 50
14, R. 8, do.	Forty nine dollars and forty cents,	49 40
S. half 15, R. 8, do.	Twenty six dollars,	26 00
N. half 15, R. 8, do.	Twenty six dollars,	26 00
16, R. 8, do.	Forty four dollars and eighty five cents,	44 85
S. part 17, R. 8, do.	Thirty four dollars and forty five cents,	34 45
Part 17, R. 8, do.	Four dollars and ninety four cents,	4 94
Part 17, R. 8, do.	Two dollars and sixty cents,	2 60
11, R. 9, do.	Sixty eight dollars and twenty five cents,	68 25
12, R. 9, do.	Fifty one dollars and thirty five cents,	51 35
13, R. 9, do.	Thirty three dollars and eighty cents,	33 80
14, R. 9, do.	Thirty five dollars and seventy five cents,	35 75
15, R. 9, do.	Twenty nine dollars and ninety cents,	29 90

STATE TAX.

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COUNTY OF AROOSTOOK, (CONTINUED.)

CHAP. 719.

16, R. 9,	W. E. L. S.,	Thirty seven dollars and thirty eight cents,	37 38
11, R. 10,	do.	Fifty two dollars,	52 00
12, R. 10,	do.	Thirty five dollars,	35 00
13, R. 10,	do.	Thirty five dollars,	35 00
14, R. 10,	do.	Twenty nine dollars and ninety cents,	29 90
15, R. 10,	do.	Thirty nine dollars and sixty five cents,	39 65
16, R. 10,	do.	Twenty nine dollars and twenty five cents,	29 25
Half 17, R. 10,	do.	Fifteen dollars and sixty cents,	15 60
17, R. 10,	do.	Thirteen dollars and fifty cents,	13 50
18, R. 10,	do.	Forty dollars and ninety five cents,	40 95
11, R. 11,	do.	Fifty eight dollars and fifty cents,	58 50
12, R. 11,	do.	Forty dollars and ninety five cents,	40 95
13, R. 11,	do.	Forty dollars and ninety five cents,	40 95
14, R. 11,	do.	Forty dollars and ninety five cents,	40 95
15, R. 11,	do.	Thirty nine dollars,	39 00
16, R. 11,	do.	Thirty two dollars and fifty cents,	32 50
17, R. 11,	do.	Twenty six dollars,	26 00
18, R. 11,	do.	Twenty nine dollars and ninety cents,	29 90
19, R. 11,	do.	Thirty three dollars and eighty cents,	33 80
20, R. 11 and 12,	do.	Sixty six dollars and ninety five cents,	66 95
11, R. 12,	do.	Sixty five dollars,	65 00
12, R. 12,	do.	Forty six dollars and fifteen cents,	46 15
13, R. 12,	do.	Forty dollars and ninety five cents,	40 95
14, R. 12,	do.	Forty dollars and ninety five cents,	40 95
15, R. 12,	do.	Thirty three dollars and eighty cents,	33 80
16, R. 12,	do.	Twenty nine dollars and ninety cents,	29 90
17, R. 12,	do.	Thirty three dollars and fifteen cents,	33 15
W. half and N. E. quarter 18,			
R. 12,	W. E. L. S.,	Thirty dollars and fifty five cents,	30 55
18, R. 12,	do.	Ten dollars,	10 00
19, R. 12,	do.	Fifty seven dollars and twenty cents,	57 20
11, R. 13,	do.	Fifty five dollars,	55 00
12, R. 13,	do.	Thirty two dollars and seventy cents,	32 70
13, R. 13,	do.	Forty dollars and ninety five cents,	40 95
14, R. 13,	do.	Forty dollars and ninety five cents,	40 95
15, R. 13,	do.	Twenty nine dollars and ninety cents,	29 90
16, R. 13,	do.	Twenty six dollars,	26 00
17, R. 13,	do.	Twenty nine dollars and ninety cents,	29 90
18, R. 13,	do.	Forty four dollars and eighty five cents,	44 85
11, R. 14,	do.	Sixty five dollars,	65 00
12, R. 14,	do.	Thirty five dollars and ten cents,	35 10
13, R. 14,	do.	Thirty four dollars and forty five cents,	34 45
14, R. 14,	do.	Forty nine dollars and forty cents,	49 40
15, R. 14,	do.	Thirty two dollars and fifty cents,	32 50
16, R. 14,	do.	Forty four dollars and eighty five cents,	44 85
17, R. 14,	do.	Thirty two dollars and fifty cents,	32 50
11, R. 15,	do.	Fifty three dollars and thirty cents,	53 30
12, R. 15,	do.	Forty dollars and ninety five cents,	40 95
13, R. 15,	do.	Thirty four dollars forty five cents,	34 45
14, R. 15,	do.	Thirty four dollars and forty five cents,	34 45
15, R. 15,	do.	Twenty two dollars and seventy five cents,	22 75
N. half 11, R. 16,	do.	Twenty one dollars,	21 00
12, R. 16,	do.	Thirty three dollars and eighty cents,	33 80
13, R. 16,	do.	Sixty eight dollars and ninety cents,	68 90
14, R. 16,	do.	Twenty seven dollars and ninety five cents,	27 95
E. part 11, R. 17,	do.	Fifty dollars,	50 00
12, R. 17,	do.	Thirty three dollars and eighty cents,	33 80
Twenty four thousand nine hundred and eighty two dollars,			24,982 00

COUNTY OF CUMBERLAND.

Baldwin,	One thousand two hundred eighty four dollars and five cents,	1,284 05
Bridgton,	Four thousand two hundred eighty two dollars and sixty five cents,	4,282 65
Brunswick,	Eleven thousand five hundred thirty eight dollars and nineteen cents,	11,538 19
Cape Elizabeth,	Eight thousand nine hundred thirty four dollars and twenty two cents,	8,934 22
Casco,	One thousand two hundred ten dollars and one cent,	1,210 01
Cumberland,	Two thousand five hundred sixty three dollars and fifty nine cents,	2,563 59
Deering,	Ten thousand nine hundred eighty dollars and nine cts.,	10,980 09
Falmouth,	Three thousand four hundred forty seven dollars and six cents,	3,447 06
Freeport,	Four thousand five hundred sixty six dollars and twenty cents,	4,566 20
Gorham,	Seven thousand two hundred thirty seven dollars and fifty eight cents,	7,237 58
Gray,	Two thousand four hundred eight dollars and twenty one cents,	2,408 21
Harpwell,	Two thousand two hundred seventy seven dollars and thirty cents,	2,277 30
Harrison,	One thousand five hundred twenty six dollars and twenty four cents,	1,526 24
Naples,	One thousand three hundred forty six dollars and one ct.	1,346 01
New Gloucester,	Four thousand two hundred forty eight dollars and sixty cents,	4,248 60
North Yarmouth,	Two thousand six hundred seventeen dollars and sixty five cents,	2,617 65
Otisfield,	One thousand four hundred ninety five dollars and sixty cents,	1,495 60
Portland,	One hundred forty seven thousand two hundred seventy four dollars and forty two cents,	147,274 42
Pownal,	One thousand eight hundred ninety four dollars and forty two cents,	1,894 42
Raymond,	One thousand one hundred forty eight dollars and sixty six cents,	1,148 66
Scarborough,	Three thousand five hundred thirty two dollars and seventy four cents,	3,532 74
Sebago,	Eight hundred seventy nine dollars and ninety six cents,	879 96
Standish,	Two thousand four hundred sixty eight dollars and ninety cents,	2,468 90
Westbrook,	Five thousand four hundred ninety one dollars and twenty three cents,	5,491 23
Windham,	Five thousand seventy nine dollars and seventy nine cts.,	5,079 79
Yarmouth,	Five thousand one hundred seventy six dollars and thirty six cents,	5,176 36
	Two hundred forty four thousand nine hundred nine dollars and seventy three cents,	244,909 73

COUNTY OF FRANKLIN.

Avon,	Seven hundred forty nine dollars and eighty eight cents,	749 88
Carthage,	Four hundred forty six dollars and fifty nine cents,	446 59
Chester ville,	One thousand four hundred forty four dollars and seventeen cents,	1,444 17
Farmington,	Seven thousand two hundred fifty one dollars and twenty cents,	7,251 20
Freesman,	Seven hundred thirty two dollars and three cents,	732 03
Industry,	One thousand forty eight dollars and forty cents,	1,048 48
Jay,	Two thousand four hundred eighty eight dollars and seventy two cents,	2,488 72
Kingfield,	Five hundred fifty five dollars and ninety two cents,	555 92
Madrid,	Two hundred fifty three dollars and sixty five cents,	253 65
New Sharon,	Two thousand four hundred eleven dollars and six cents,	2,411 06

COUNTY OF FRANKLIN, (CONTINUED.)

CHAP. 719.

New Vineyard,	One thousand one hundred forty five dollars and ninety five cents,	1,145 95
Phillips,	One thousand eight hundred eighty one dollars and fifty three cents,	1,881 53
Rangely,	Three hundred seventy six dollars and ninety four cents,	376 94
Salem,	Three hundred twenty two dollars and eighty seven cents,	322 87
Strong,	One thousand one hundred five dollars and sixty two cents,	1,105 62
Temple,	Eight hundred eleven dollars and forty seven cents,	811 47
Weld,	One thousand two hundred twenty eight dollars and ninety one cents,	1,228 91
Wilton,	Two thousand nine hundred fifty dollars and sixty seven cents,	2,950 67
Letter E plantation,	Ninety one dollars and eleven cents,	91 11
Bustis do.	Two hundred eighty eight dollars and fifty nine cents,	288 59
Perkins do.	One hundred fifty two dollars and sixty four cts.	152 64
No. 6 do.	Seventy six dollars and thirty seven cents,	76 37
Washington do.	Fifty five dollars and sixty two cents,	55 62
Lang do.	Ninety nine dollars and seventy three cents,	99 73
Green Vale do.	Fifty two dollars and eighty seven cents,	52 87
Coplin do.	One hundred sixteen dollars and forty nine cents,	116 49
S. half No. 2, R. 1,	Twenty dollars,	20 00
No. 3, R. 1, B. K. P.,		
(Rangely plantation,)	Sixty three dollars,	63 00
No. 4, R. 1, B. K. P.,	Twenty one dollars,	21 00
No. 3, R. 2, do.	Thirty five dollars,	35 00
No. 4, R. 2, do.	Forty nine dollars,	49 00
S. 1/4 No. 4, R. 3, do.	Fourteen dollars,	14 00
D,	Seventy dollars,	70 00
D Gore,	Fifty cents,	50
No. 1, R. 2, W. B. K. P.,	Forty nine dollars,	49 00
No. 2, R. 2, do.	Twenty eight dollars,	28 00
No. 3, R. 3, do.	Fifty six dollars,	56 00
N. half No. 2, R. 4, do.	Twenty one dollars,	21 00
N. half No. 3, R. 4, do.	Sixty seven dollars,	67 00
No. 1, R. 5, do.	Seventy seven dollars,	77 00
No. 2, R. 5, do.	Fifty six dollars,	56 00
S. half No. 1, R. 6, do.	Thirty eight dollars and fifty cents,	38 50
N. part No. 1, R. 6, do.	Twenty dollars,	20 00
No. 2, R. 6, W. B. K. P.,		
C. D.,	Fifty two dollars and fifty cents,	52 50
No. 1, R. 7, W. B. K. P.,	Twenty five dollars,	25 00
No. 1, R. 8, W. B. K. P.,		
C. D.,	Seventy seven dollars,	77 00
No. 2, R. 8, W. B. K. P.,	Seven dollars and fifty cents,	7 50
Gore N. of Nos. 2 and 3,		
R. 6, Dead river,	Seventeen dollars and fifty cents,	17 50
	Twenty nine thousand three dollars and fifty cents,	29,003 50

COUNTY OF HANCOCK.

Amherst,	Two hundred eighty seven dollars and twenty seven cents,	287 27
Aurora,	One hundred sixty dollars and seventy four cents,	160 74
Blushill,	One thousand nine hundred ninety two dollars and forty two cents,	1,992 42
Brooklin,	Nine hundred thirty seven dollars and two cents,	937 02
Brooksville,	One thousand one hundred ninety eight dollars and fifteen cents,	1,198 15
Bucksport,	Six thousand one hundred seven dollars and forty five cents,	6,107 45
Castine,	Two thousand three hundred nine dollars and twenty nine cents,	2,309 29
Cranberry Isle,	Three hundred eight dollars and forty three cents,	308 43

Deer Isle,	Two thousand ninety three dollars and fifty four cts.,	2,093 54
Dedham,	Five hundred fourteen dollars and eighty two cents,	514 82
Eastbrook,	One hundred ninety six dollars and ninety three cts.,	196 93
Eden,	Nine hundred eighty five dollars and forty cents,	985 40
Ellsworth,	Six thousand one hundred seventy six dollars and ninety six cents,	6,176 96
Franklin,	Eight hundred forty three dollars and ninety three cents,	843 93
Gouldsborough,	One thousand one hundred thirty one dollars and forty three cents,	1,131 43
Hancock,	Eight hundred twenty one dollars and ninety six cts.	821 96
Lamoine,	Seven hundred thirteen dollars and eighty one cents,	713 81
Mariaville,	Three hundred twenty nine dollars and eighty cents,	329 80
Mount Desert,	Seven hundred ninety two dollars and sixty cents,	792 60
Orland,	One thousand eight hundred seventy six dollars and two cents,	1,876 02
Otis,	One hundred thirty two dollars and sixty four cents,	132 64
Penobscot,	One thousand one hundred forty dollars and seven cents,	1,140 07
Sedgwick,	Nine hundred ninety one dollars and twenty seven cents,	991 27
Sullivan,	Seven hundred eleven dollars and eighty seven cents,	711 87
Surry,	One thousand forty eight dollars fifty one cents,	1,048 51
Tremont,	One thousand three hundred fifteen dollars and ninety five cents,	1,315 95
Trenton,	Five hundred ninety three dollars and seven cents,	593 07
Verona,	Two hundred fifty six dollars and nineteen cents,	256 19
Waltham,	Two hundred eighty nine dollars and fifty six cents,	289 56
Swan's Island,	One hundred forty dollars and one cent,	140 01
No. 7,	Sixty one dollars and sixty one cents,	61 61
No. 3, N. D.,	One hundred and four dollars,	104 00
No. 4, do.	One hundred and four dollars,	104 00
Strip N. of No. 3, N. D.	Nineteen dollars and fifty cents,	19 50
Strip N. of No. 4, do.	Nineteen dollars and fifty cents,	19 50
No. 8, South Div.,	Nineteen dollars and fifty cents,	19 50
No. 9, do.	Nineteen dollars and fifty cents,	19 50
No. 10, adj. Steuben,	Thirty nine dollars,	39 00
No. 16, M. D.,	Sixty five dollars,	65 00
No. 21, do.	Sixty five dollars,	65 00
No. 22, do.	Sixty five dollars,	65 00
No. 28, do.	Sixty five dollars,	65 00
No. 32, do.	One hundred and four dollars,	104 00
No. 33, do.	One hundred and seventeen dollars,	117 00
No. 34, do.	One hundred and four dollars,	104 00
No. 35, do.	One hundred and four dollars,	104 00
No. 39, do.	One hundred and thirty dollars,	130 00
No. 40, do.	Seventy eight dollars,	78 00
No. 41, M. D.,	Sixty five dollars,	65 00
Butter Island,	Three dollars and seventy five cents,	3 75
Eagle do.	Twelve dollars,	12 00
Spruce Head and Bear Island,	Three dollars,	3 00
Beach Island,	One dollar and seventy five cents,	1 75
Hog Island,	Two dollars and fifty cents,	2 50
Bradbury's Island,	Two dollars and fifty cents,	2 50
Pond Island, near Little Deer Island,	One dollar,	1 00
Western Island,	Fifty cents,	50
Little Spruce Head Island,	One dollar,	1 00
Pond Island,	Ten dollars,	10 00
West Black Island,	Two dollars and fifty cents,	2 50
East Black do.	Seventy five cents,	75
Placencia do.	Five dollars,	5 00
Long do.	Twenty five dollars,	25 00
Marshall's do.	Sixteen dollars and twenty five cents,	16 25
Great Duck do.	One dollar and twenty five cents,	1 25
Pickering's do.	Ten dollars,	10 00
Old Harbor do.	Five dollars,	5 00
Calf do.	Five dollars,	5 00
	Thirty seven thousand eight hundred fifty four dollars and forty seven cents,	37,854 47

STATE TAX.

697

COUNTY OF KENNEBEC.

CHAP. 719.

Albion,	One thousand eight hundred eighty seven dollars and eighteen cents,	1,887 18
Augusta,	Twenty four thousand four hundred twenty two dollars and seventy four cents,	24,422 74
Belgrade,	Two thousand three hundred eleven dollars and eight cts.	2,311 08
Benton,	One thousand two hundred forty three dollars and seventy one cents,	1,243 71
Chelsea,	Nine hundred twenty six dollars and sixty seven cents,	926 67
China,	Three thousand two hundred fifty eight dollars and fifty one cents,	3,258 51
Clinton,	Two thousand one hundred forty eight dollars and nine cents,	2,148 09
Farmingdale,	One thousand nine hundred thirty nine dollars and eight cents,	1,939 08
Fayette,	One thousand four hundred sixteen dollars,	1,416 00
Gardiner,	Ten thousand nine hundred five dollars and ninety two cents,	10,905 92
Hallowell,	Six thousand one hundred sixteen dollars and ninety nine cents,	6,116 99
Litchfield,	Two thousand four hundred eighty eight dollars and thirty seven cents,	2,488 37
Manchester,	One thousand six hundred two dollars and sixty nine cents,	1,602 69
Monmouth,	Two thousand nine hundred sixty four dollars and thirty seven cents,	2,964 37
Mount Vernon,	One thousand nine hundred eighty eight dollars and forty five cents,	1,988 45
Pittston,	Three thousand two hundred forty seven dollars and eight cents,	3,247 08
Readfield,	Two thousand nine hundred forty nine dollars,	2,949 00
Rome,	Seven hundred fifty dollars and thirty two cents,	750 32
Sidney,	Three thousand two hundred fifty one dollars and forty six cents,	3,251 46
Vassalborough,	Five thousand six hundred fifty eight dollars and seventy cents,	5,658 70
Vienna,	One thousand two dollars and eight cents,	1,002 08
Waterville,	Nine thousand five hundred twenty nine dollars and ten cents,	9,529 10
Wayne,	One thousand seven hundred twenty six dollars and three cents,	1,726 03
West Gardiner,	One thousand seven hundred ninety seven dollars and seventy cents,	1,797 70
Windsor,	One thousand three hundred thirteen dollars and ninety cents,	1,313 90
Winslow,	Two thousand three hundred fifty three dollars and twenty seven cents,	2,353 27
Winthrop,	Five thousand six hundred nineteen dollars and ninety five cents,	5,619 95
Clinton Gore,	Two hundred forty nine dollars and ninety nine cents,	249 99
Unity pl.,	Seventy one dollars and ninety seven cents,	71 97
	One hundred five thousand one hundred forty dollars and forty cents,	105,140 40

STATE TAX.

COUNTY OF KNOX.

Appleton,	One thousand four hundred twenty four dollars and eighty six cents,	1,424 86
Camden,	Seven thousand four hundred ninety nine dollars and forty four cents,	7,499 44
Cushing,	Six hundred sixty six dollars and twenty three cents,	666 23
Friendship,	Seven hundred three dollars and fifty cents,	703 50
Hope,	One thousand two hundred sixty dollars and thirty six cents,	1,260 36
North Haven,	Seven hundred sixty four dollars and seventy five cents,	764 75
Rockland,	Seventeen thousand one hundred sixteen dollars and sixty seven cents,	17,116 67
South Thomaston,	Two thousand forty four dollars and fifty one cents,	2,044 51
St. George,	Two thousand twenty one dollars and ninety eight cents,	2,021 98
Thomaston,	Nine thousand two hundred seventy six dollars and seventy five cents,	9,276 75
Union,	Two thousand six hundred seventy two dollars and sixty two cents,	2,672 62
Vinalhaven,	One thousand three hundred twenty eight dollars and eighty two cents,	1,328 82
Warren,	Four thousand one hundred seventy seven dollars and ninety nine cents,	4,177 99
Washington,	One thousand four hundred fifty two dollars and fifty eight cents,	1,452 58
Matiticious pl.,	Ninety eight dollars and fifty one cents,	98 51
Muscle Ridge,	One hundred four dollars and twenty three cents,	104 23
	Fifty two thousand six hundred thirteen dollars and eighty cents,	52,613 80

COUNTY OF LINCOLN.

Alna,	One thousand one hundred seventy dollars and four cents,	1,170 04
Boothbay,	Three thousand two hundred twenty one dollars and thirty five cents,	3,221 35
Bremen,	Eight hundred fourteen dollars and twenty cents,	814 20
Bristol,	Two thousand four hundred forty seven dollars and forty five cents,	2,447 45
Damariscotta,	Three thousand three hundred fifty one dollars and thirty two cents,	3,351 32
Dresden,	One thousand five hundred eighty six dollars and six cts.	1,586 06
Edgcomb,	One thousand fourteen dollars and forty six cents,	1,014 46
Jefferson,	Two thousand one hundred four dollars and eighteen cts.	2,104 18
Newcastle,	Three thousand four hundred ninety three dollars and forty two cents,	3,493 42
Nobleborough,	One thousand four hundred forty two dollars and sixteen cents,	1,442 16
Somerville,	Four hundred thirty four dollars and fifty two cents,	434 52
Southport,	Seven hundred forty seven dollars and sixty five cents,	747 65
Waldoborough,	Five thousand eight hundred thirty two dollars and sixty eight cents,	5,832 68
Westport,	Nine hundred three dollars and seventy two cents,	903 72
Whitefield,	Two thousand two hundred ten dollars and twenty nine cents,	2,210 29
Wiscasset,	Three thousand four hundred fifty two dollars and forty three cents,	3,452 43
Monhegan pl.,	One hundred twenty two dollars and fourteen cents,	122 14
	Thirty four thousand three hundred forty eight dollars and seven cents,	34,348 07

STATE TAX.

699

COUNTY OF OXFORD.

CHAP. 719.

Albany,	Eight hundred thirty nine dollars and fifty two cents,	889 52
Andover,	Five hundred seventy five dollars and thirty seven cents,	675 37
Bethel,	Three thousand five hundred sixty nine dollars and sixty nine cents,	3,569 69
Brownfield,	One thousand two hundred forty nine dollars and ten cts.,	1,249 10
Buckfield,	Two thousand seven hundred seventy seven dollars and sixty five cents,	2,777 65
Byron,	Two hundred eleven dollars and sixty two cents,	211 62
Canton,	One thousand nine hundred eighty two dollars and ninety six cents,	1,982 96
Denmark,	One thousand four hundred four dollars and thirty seven cents,	1,404 37
Dixfield,	One thousand three hundred sixty nine dollars and forty cents,	1,369 40
Fryeburg,	Three thousand three hundred fifty five dollars and eighty cents,	3,355 80
Gilead,	Three hundred seventy five dollars and forty six cents,	375 46
Grafton,	One hundred thirty three dollars and seventy cents,	133 70
Greenwood,	Eight hundred twenty one dollars and eighty eight cents,	821 88
Hanover,	Two hundred ninety two dollars and six cents,	292 06
Hartford,	One thousand six hundred one dollars and thirty cents,	1,601 30
Hebron,	One thousand one hundred twelve dollars and fifty five cents,	1,112 55
Hiram,	One thousand five hundred four dollars and thirty seven cents,	1,504 37
Lovell,	One thousand five hundred thirty one dollars and fifty three cents,	1,531 53
Mason,	One hundred fifty dollars and thirty six cents,	150 36
Mexico,	Four hundred sixty three dollars and eighty five cents,	463 85
Newry,	Five hundred eighty five dollars and fifty two cents,	585 52
Norway,	Three thousand two hundred thirteen dollars and eleven cents,	3,213 11
Oxford,	Two thousand six hundred seventy three dollars and sixty five cents,	2,673 65
Paris,	Four thousand eight hundred ninety six dollars and one cent,	4,896 01
Peru,	One thousand three hundred sixty six dollars and seventy five cents,	1,366 75
Porter,	One thousand three hundred eighty dollars and ten cents,	1,380 10
Roxbury,	Two hundred forty four dollars and seventy four cents,	244 74
Ramford,	One thousand nine hundred seven dollars and thirteen cents,	1,907 13
Stow,	Five hundred twenty one dollars and twenty seven cents,	521 27
Stoneham,	Three hundred fifty two dollars and twenty two cents,	352 22
Sumner,	One thousand nine hundred fifteen dollars and twenty seven cents,	1,915 27
Sweden,	Eight hundred eighty six dollars and twenty one cents,	886 21
Waterford,	Two thousand twenty one dollars and fifty eight cents,	2,021 58
Woodstock,	One thousand twenty seven dollars and fifteen cents,	1,027 15
Franklin pl.,	One hundred seventy seven dollars and ninety five cents,	177 95
Hamlin's Grant,	Sixty seven dollars and forty cents,	67 40
Milton pl.,	Two hundred six dollars and ninety seven cents,	206 97
Upton pl.,	One hundred eighty one dollars and ninety cents,	181 90
Lincoln pl.,	One hundred six dollars and seventy six cents,	106 76
Andover North		
Surplus,	Nineteen dollars and fifty cents,	19 50
Andover West		
Surplus,	Thirteen dollars,	13 00
O,	Thirty two dollars and fifty cents,	32 50
O Surplus,	Twenty six dollars,	26 00
No. 4, R. 1,	Forty five dollars and fifty cents,	45 50
No. 5, R. 1,	Forty five dollars and fifty cents,	45 50
No. 4, R. 2,	Forty five dollars and fifty cents,	45 50
No. 4, R. 3,	Thirty nine dollars,	39 00
No. 5, R. 3,	Fifty two dollars,	52 00
No. 4, R. 4,	Twenty six dollars,	26 00
No. 5, R. 4,	Fifty two dollars,	52 00
S. half and N. E.		
, quarter 5, R. 5,	Thirty nine dollars,	39 00
A. R. 1, Riley pl.	Thirty two dollars and fifty cents,	32 50
Bachelor Grant,	Nineteen dollars and fifty cents,	19 50
Fryeburg Acade-		
my Grant,	Thirteen dollars,	13 00
	Forty nine thousand five hundred fifty four dollars and seventy three cents,	49,554 73

COUNTY OF PENOBSCOT.

Alton,	Five hundred eighty three dollars and six cents,	583 06
Argyle,	Two hundred fifty eight dollars and thirty four cts.,	258 34
Bangor,	Fifty thousand two hundred fifteen dollars and thirty three cents,	50,215 33
Bradford,	One thousand one hundred seventy two dollars and twenty six cents,	1,172 26
Bradley,	Seven hundred ninety two dollars and ninety three cents,	792 93
Brewer,	Three thousand three hundred fifty five dollars and sixty eight cents,	3,355 68
Burlington,	Four hundred fifty eight dollars and seventy four cents,	458 74
Carmel,	One thousand three hundred three dollars and ninety five cents,	1,303 95
Carroll,	Five hundred eighteen dollars and ninety two cents,	518 92
Charleston,	One thousand four hundred fifty four dollars and sixty seven cents,	1,454 67
Chester,	Two hundred thirty six dollars and twenty seven cents,	236 27
Clifton,	Two hundred ninety four dollars and sixty four cts.,	294 64
Corinna,	One thousand nine hundred sixty two dollars and ninety nine cents,	1,962 99
Corinth,	Two thousand one hundred sixty eight dollars and sixty two cents,	2,168 62
Dexter,	Five thousand forty dollars and ninety four cents,	5,040 94
Dixmont,	One thousand three hundred thirty three dollars and forty four cents,	1,333 44
Eddington,	Eight hundred twenty eight dollars and thirty six cents,	828 36
Edinburg,	Ninety seven dollars and thirty cents,	97 30
Enfield,	Four hundred fifty two dollars and twenty two cents,	452 22
Etna,	Seven hundred seventy three dollars and fifty four cents,	773 54
Exeter,	One thousand eight hundred eighty eight dollars and fifty two cents,	1,888 52
Garland,	One thousand five hundred sixty four dollars and forty seven cents,	1,564 47
Glenburn,	Seven hundred eighteen dollars and twenty two cts.,	718 22
Greenbush,	Six hundred fifty dollars and ten cents,	650 10
Greenfield,	Two hundred sixty three dollars and twenty seven cents,	263 27
Hampden,	Three thousand seven hundred three dollars and forty three cents,	3,703 43
Hermes,	One thousand four hundred seventy four dollars and thirty seven cents,	1,474 37
Holden,	Nine hundred sixty nine dollars and sixty six cents,	969 66
Howland,	Two hundred three dollars and seventy cents,	203 70
Hudson,	Five hundred nine dollars and one cent,	509 01
Kenduskeag,	Eight hundred fifty eight dollars and ten cents,	858 10
Lagrange,	Seven hundred seventy three dollars and eighty three cents,	773 83
Lee,	Six hundred ninety nine dollars and ten cents,	699 10
Levant,	One thousand three hundred eighty nine dollars and ninety three cents,	1,389 93
Lincoln,	One thousand seven hundred nineteen dollars and seventy eight cents,	1,719 78
Lowell,	Three hundred sixty one dollars and seventy two cents,	361 72
Mattawamkeag,	Three hundred eighty four dollars and sixty two cents,	384 62
Maxfield,	One hundred three dollars and sixty nine cents,	103 69
Milford,	Eight hundred ninety four dollars and eighty nine cents,	894 89
Mount Chase,	One hundred ten dollars and eighty five cents,	110 85
Newburg,	One thousand one hundred ninety two dollars and sixty eight cents,	1,192 68
Newport,	Two thousand seven hundred eight dollars and fifty seven cents,	2,708 57
Oldtown,	Three thousand four hundred twenty eight dollars and sixty seven cents,	3,428 67
Orono,	Two thousand six hundred twenty five dollars and ten cents,	2,625 10
Orrington,	Two thousand eight dollars and sixty one cents,	2,008 61
Passadumkeag,	One hundred fifty four dollars and forty two cents,	154 42

STATE TAX.

701

COUNTY OF PENOBSCOT, (CONTINUED.)

CHAP. 719.

Patten,	Nine hundred fifty eight dollars and twenty four cts.,	958 24
Plymouth,	Nine hundred forty four dollars and fifty four cents,	944 54
Prentiss,	Two hundred seventy two dollars and sixty eight cts.,	272 68
Springfield,	Six hundred thirteen dollars and fourteen cents,	613 14
Stetson,	One thousand three hundred fifteen dollars and eighty two cents,	1,315 82
Vease,	Eight hundred forty four dollars and nine cents,	844 09
Winn,	Four hundred eighty one dollars and two cents,	481 02
Medway plantation,	One hundred fifty three dollars and ninety five cents,	153 95
Pattagampus, do.	Twenty six dollars and six cents,	26 06
Webster, do.	One hundred twenty three dollars and seventy two cts.	123 72
Woodville, do.	One hundred fifty one dollars and thirty cents,	151 30
Lakeville, do.	Two hundred twenty dollars and twenty five cents,	220 25
Independence, do.	One hundred fifty three dollars and fifty four cents,	153 54
No. 3, R. 1, N.B.P.P.,	Fifty two dollars and fifty cents,	52 50
No. 5, R. 1, do.	Forty nine dollars and fifty cents,	49 50
S.W. 1/4 No. 6, R. 4, do.	Sixty one dollars and fifty cents,	61 50
No. 7, R. 4, do.	One hundred eleven dollars and twenty five cents,	111 25
No. 2, R. 8, N. W. P.,	Thirty three dollars,	33 00
E. 1/2 No. 3, R. 8, do.	Sixteen dollars and fifty cents,	16 50
W. 1/2 No. 3, R. 8, do.	Sixteen dollars and fifty cents,	16 50
No. 2, R. 9, do.	Ninety dollars,	90 00
No. 3, R. 9, do.	Fifty one dollars,	51 00
N. 1/2 No. 1, R. 6, w. m. l. s.,	Sixty dollars,	60 00
S. 1/2 No. 1, R. 6, do.	Fifty four dollars,	54 00
No. 2, R. 6, do.	One hundred and five dollars,	105 00
S. 1/2 No. 3, R. 6, do.	Forty two dollars and seventy five cents,	42 75
N. pt. No. 3, R. 6, do.	Forty three dollars and fifty cents,	43 50
No. 3, R. 6, do.	Two dollars and sixty five cents,	2 65
S.E. 1/4 No. 6, R. 6, do.	Sixty one dollars and fifty cents,	61 50
No. 6, R. 6, do.	Seventeen dollars and twenty five cents,	17 25
No. 7, R. 6, do.	Ninety nine dollars,	99 00
No. 8, R. 6, do.	Eighty two dollars and eighty cents,	82 80
A, R. 7, do.	One hundred five dollars,	105 00
No. 1, R. 7, do.	Eighty two dollars and fifty cents,	82 50
No. 2, R. 7, do.	Sixty six dollars,	66 00
S. pt. No. 3, R. 7, do.	Forty eight dollars and seventy five cents,	48 75
N. pt. No. 3, R. 7, do.	Seventy five dollars,	75 00
S. 1/2 No. 4, R. 7, do.	Twenty two dollars and fifty cents,	22 50
No. 4, R. 7, do.	Twenty dollars and fifty cents,	20 50
N.W. 1/4 No. 5, R. 7, do.	Twenty one dollars,	21 00
No. 5, R. 7, do.	Twenty five dollars and fifty cents,	25 50
No. 6, R. 7, do.	Thirty three dollars and seventy five cents,	33 75
No. 7, R. 7, do.	Thirty three dollars and seventy five cents,	33 75
N. 1/2 No. 8, R. 7, do.	Fifty seven dollars and seventy five cents,	57 75
S.W. 1/4 No. 8, R. 7, do.	Sixteen dollars and fifty cents,	16 50
S.E. 1/4 No. 8, R. 7, do.	Thirty dollars,	30 00
No. 8, R. 7, do.	Three dollars,	3 00
East Hopkins Acad.,	Twenty six dollars and twenty five cents,	26 25
West Hopkins Acad.,	Twenty four dollars,	24 00
A, R. 8 & 9, w. m. l. s.,	Seventy five dollars,	75 00
No. 3, Indian Pur.,	Sixty dollars,	60 00
No. 4, Indian Pur.,	Fifty two dollars and fifty cents,	52 50
No. 1, R. 8, w. m. l. s.,	Fifty two dollars and fifty cents,	52 50
S. 1/2 No. 2, R. 8, do.	Forty nine dollars and fifty cents,	49 50
N. 1/2 No. 2, R. 8, w. m. l. s.,	Twenty four dollars and fifty cents,	24 50
E. 1/2 No. 3, R. 8, do.	Thirty three dollars,	33 00
W. 1/2 No. 3, R. 8, do.	Twenty two dollars,	22 00
No. 4, R. 8, do.	Fifty two dollars and fifty cents,	52 50
No. 5, R. 8, do.	Seventy five dollars,	75 00
No. 6, R. 8, do.	Ninety dollars,	90 00
W. 1/2 No. 7, R. 8, do.	Forty five dollars,	45 00
S.W. 1/4 No. 7, R. 8, do.	Twenty two dollars and fifty cents,	22 50
No. 7, R. 8, do.	Eight dollars and fifty cents,	8 50
No. 8, R. 8, do.	Thirty nine dollars and fifty cents,	39 50
S. 1/2 No. 2, North Div.,	One hundred and twenty dollars,	120 00
No. 1, North Division,	One hundred dollars,	100 00
N. 1/2 No. 2, North Div.,	Sixty dollars,	60 00
Part Mattamiscontis,		
W. C. Hammatt,	Three dollars and fifty cents,	3 50
Part Mattamiscontis,	Four dollars,	4 00
Part Indian Purchase,	Sixty three cents,	63
One hundred thirteen thousand six hundred fifty one dollars and ninety four cents,		113,651 94

COUNTY OF PISCATAQUIS.

Abbot,	Seven hundred seventy seven dollars and seventy nine cents,	777 79
Atkinson,	One thousand two hundred forty eight dollars and twenty nine cents,	1,248 29
Barnard,	One hundred forty four dollars and eighteen cents,	144 18
Blanchard,	One hundred sixty six dollars and nine cents,	166 09
Brownville,	Seven hundred ninety dollars and twenty four cts.,	790 24
Dover,	Three thousand three hundred seventy nine dollars and fifty seven cents,	3,379 57
Foxcroft,	Two thousand three dollars and seventeen cents,	2,003 17
Guilford,	One thousand sixty seven dollars and sixty seven cents,	1,067 67
Greenville,	Three hundred thirty four dollars and fifty four cents,	334 54
Kingsbury,	One hundred thirty seven dollars and sixteen cts.,	137 16
Medford,	Three hundred two dollars and forty eight cents,	302 48
Monson,	Six hundred seventy four dollars and twenty eight cents,	674 28
Milo,	Nine hundred eleven dollars and thirty cents,	911 30
Orneville,	Four hundred one dollars and forty seven cents,	401 47
Parkman,	One thousand two hundred ninety nine dollars and twenty three cents,	1,299 23
Sangerville,	One thousand five hundred eighty five dollars and sixty five cents,	1,585 65
Sebec,	Nine hundred fifty four dollars and forty two cts.,	954 42
Shirley,	Two hundred eighty one dollars and sixty nine cts.,	281 69
Wellington,	Five hundred ninety seven dollars and ninety two cents,	597 92
Williamsburg,	One hundred forty nine dollars and ninety nine cents,	149 99
No. 4, R. 8, N. W. P.,	Thirty eight dollars,	38 00
No. 8, R. 8, do.	Sixty dollars,	60 00
No. 4, R. 9, do.	Thirty four dollars and fifty cents,	34 50
No. 5, R. 9, do.	Thirty eight dollars,	38 00
No. 6, R. 9, do.	Forty seven dollars and fifty cents,	47 50
No. 7, R. 9, do.	Thirty five dollars,	35 00
No. 8, R. 9, N. W. P.,		
Elliottsville,	Forty seven dollars and fifty cents,	47 50
No. 9, R. 9, N. W. P.,		
formerly part of Wilson,	Twenty three dollars and fifty cents,	23 50
No. 3, R. 5, B. P.,	One hundred twenty three dollars and fifty cents,	123 50
No. 2, R. 6, do.	One hundred twenty three dollars and fifty cents,	123 50
No. 1, R. 9, W. E. L. S.,	Eighty five dollars and fifty cents,	85 50
No. 2, R. 9, do.	Fifty seven dollars,	57 00
No. 4, R. 9, do.	Seventy six dollars,	76 00
No. 5, R. 9, C. D., do.	Ninety five dollars,	95 00
No. 6, R. 9, do.	One hundred forty two dollars and fifty cents,	142 50
E. ½ No. 7, R. 9, do.	Sixty six dollars and fifty cents,	66 50
W. ½ No. 7, R. 9, do.	Fifty seven dollars,	57 00
No. 8, R. 9, do.	Fifty seven dollars,	57 00
No. 9, R. 9, do.	Fifty seven dollars,	57 00
No. 10, R. 9, do.	Ninety five dollars,	95 00
A, R. 10, do.	Ninety five dollars,	95 00
B, R. 10, do.	Twenty five dollars and fifty cents,	25 50
No. 1, R. 10, do.	Ninety five dollars,	95 00
No. 2, R. 10, do.	Seventy six dollars,	76 00
No. 3, R. 10, do.	Ninety five dollars,	95 00
No. 4, R. 10, do.	One hundred forty two dollars and fifty cents,	142 50
E. half 5, R. 10, do.	Forty seven dollars and fifty cents,	47 50
N. W. qr. 5, R. 10, do.	Twenty three dollars and fifty cents,	23 50
S. W. qr. 5, R. 10, do.	Twenty three dollars and fifty cents,	23 50
No. 6, R. 10, do.	One hundred thirty three dollars,	133 00
No. 7, R. 10, do.	One hundred twenty three dollars and fifty cents,	123 50
No. 8, R. 10, do.	Forty seven dollars and fifty cents,	47 50
No. 9, R. 10, do.	Forty seven dollars and fifty cents,	47 50
No. 10, R. 10, do.	Thirty eight dollars,	38 00
A, R. 11, do.	One hundred twenty three dollars and fifty cents,	123 50
B, R. 11, do.	Thirty eight dollars,	38 00
No. 1, R. 11, do.	One hundred twenty three dollars and fifty cents,	123 50
No. 2, R. 11, do.	Sixty three dollars,	63 00
No. 3, R. 11, do.	One hundred forty two dollars and fifty cents,	142 50
No. 4, R. 11, do.	One hundred forty two dollars and fifty cents,	142 50
No. 5, R. 11, do.	Ninety five dollars,	95 00
No. 6, R. 11, do.	One hundred sixty one dollars and fifty cents,	161 50
No. 7, R. 11, do.	One hundred fourteen dollars,	114 00

STATE TAX.

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COUNTY OF PISCATAQUIS, (CONTINUED.)

CHAP. 719.

No. 8, R. 11, W. E. L. S.,	Ninety five dollars,	95 00
No. 9, R. 11, do.	Ninety five dollars,	95 00
No. 10, R. 11, do.	Sixty six dollars and fifty cents,	66 50
Bowdoin College, East,	Ninety five dollars,	95 00
Bowdoin College, West,	Eighty five dollars and fifty cents,	85 50
A, R. 12, W. E. L. S.,	One hundred forty two dollars and fifty cents,	142 50
N. $\frac{1}{2}$ 1, R. 12, do.	Ninety five dollars,	95 00
S. $\frac{1}{2}$ 1, R. 12, do.	Forty seven dollars and fifty cents,	47 50
2, R. 12, do.	Seventy six dollars,	76 00
E. $\frac{1}{2}$ 3, R. 12, do.	Thirty eight dollars,	38 00
W. $\frac{1}{2}$ 3, R. 12, do.	Twenty eight dollars and fifty cents,	28 50
E. $\frac{1}{2}$ 4, R. 12, do.	Ninety five dollars,	95 00
W. $\frac{1}{2}$ 4, R. 12, do.	Forty dollars,	40 00
No. 5, R. 12, do.	One hundred twenty three dollars and fifty cents,	123 50
No. 6, R. 12, do.	One hundred fourteen dollars,	114 00
No. 7, R. 12, do.	Ninety five dollars,	95 00
No. 8, R. 12, do.	Fifty seven dollars,	57 00
No. 9, R. 12, do.	Eighty five dollars and fifty cents,	85 50
No. 10, R. 12, do.	Thirty eight dollars,	38 00
A, R. 13, do.	Forty seven dollars and fifty cents,	47 50
A, 2, R. 13 & 14, do. Gore	Seventy six dollars,	76 00
No. 1, R. 13, do.	Seventy six dollars,	76 00
No. 2, R. 13, do.	Ninety five dollars,	95 00
No. 3, R. 13, do.	Ninety five dollars,	95 00
No. 4, R. 13, do.	Seven dollars,	7 00
S. hf. 4, R. 13, do.	Eighty eight dollars,	88 00
N. hf. 4, R. 13, do.	Twenty three dollars and fifty cents,	23 50
No. 5, R. 13, W. E. L. S.,	4,500 acres,	28 50
No. 5, R. 13, W. E. L. S.,	11,020 acres,	40 00
No. 5, R. 13, W. E. L. S.,	2,892 acres,	3 50
No. 6, R. 13, W. E. L. S.,	Three dollars and fifty cents,	3 50
No. 7, R. 13, do.	One hundred four dollars and fifty cents,	104 50
No. 8, R. 13, do.	Seventy six dollars,	76 00
No. 9, R. 13, do.	Sixty six dollars and fifty cents,	66 50
No. 9, R. 13, do.	Seventy six dollars,	76 00
No. 10, R. 13, do.	Forty three dollars and fifty cents,	43 50
A, R. 14, do.	Ninety five dollars,	95 00
No. 1, R. 14, do.	Eighty five dollars and fifty cents,	85 50
X, R. 14, do.	Nineteen dollars,	19 00
E. $\frac{1}{2}$ 3, R. 14 & 15, do.	Ninety five dollars,	95 00
W. $\frac{1}{2}$ 3, R. 14 & 15, do.	Thirty eight dollars,	38 00
No. 4, R. 14, do.	Ninety five dollars,	95 00
No. 5, R. 14, do.	Ninety five dollars,	95 00
No. 6, R. 14, do.	Seventy six dollars,	76 00
No. 7, R. 14, do.	Sixty six dollars and fifty cents,	66 50
No. 8, R. 14, do.	Forty seven dollars and fifty cents,	47 50
No. 9, R. 14, do.	Forty seven dollars and fifty cents,	47 50
No. 10, R. 14, do.	Forty three dollars,	43 00
Sugar Island,	Twenty three dollars and fifty cents,	23 50
Deer Island,	Nine dollars and fifty cents,	9 50
Middlesex Canal,	Ninety five dollars,	95 00
Day's Academy Grant,	Thirty eight dollars,	38 00
No. 4, R. 15, W. E. L. S.,	Sixty six dollars and fifty cents,	66 50
No. 5, R. 15, do.	Forty seven dollars and fifty cents,	47 50
No. 6, R. 15, do.	Sixty six dollars and fifty cents,	66 50
E. hf. 7, R. 15, do.	Thirty eight dollars,	38 00
W. hf. 7, R. 15, do.	Seventeen dollars and fifty cents,	17 50
No. 8, R. 15, do.	Forty two dollars,	42 00
No. 9, R. 15, do.	Thirty five dollars and fifty cents,	35 50
No. 10, R. 15, W. E. L. S., C. D.	Twenty eight dollars and fifty cents,	28 50
Twenty four thousand two hundred fifty two dollars and ninety five cents,		24,252 95

COUNTY OF SAGADAHOC.

Arrowsie,	Five hundred fifteen dollars and fifty two cents,	515 52
Bath,	Thirty one thousand nine hundred eighty eight dollars and fifty three cents,	31,988 53
Bowdoinham,	Three thousand two hundred thirty two dollars and two cents,	3,232 02
Bowdoin,	Two thousand thirty three dollars and twenty three cents,	2,033 23
Georgetown,	Nine hundred nineteen dollars and ninety nine cents,	919 99
Perkins,	One hundred eighty three dollars and ninety cents,	183 90
Phlipsburg,	Two thousand one hundred thirty seven dollars and thirty six cents,	2,137 36
Richmond,	Six thousand two hundred seven dollars and thirteen cents,	6,207 13
Topsham,	Four thousand three hundred ninety eight dollars and ninety one cents,	4,398 91
West Bath,	Six hundred fifty dollars and six cents,	650 06
Woolwich,	Two thousand nine hundred eighty six dollars and seventy four cents,	2,986 74
	Fifty five thousand two hundred fifty three dollars and thirty nine cents,	55,253 39

COUNTY OF SOMERSET.

Anson,	Two thousand seven hundred seventy six dollars and seventeen cents,	2,776 17
Athens,	Two thousand one hundred forty three dollars and seventy two cents,	2,143 72
Bingham,	One thousand seven dollars and eighteen cents,	1,007 18
Brighton,	Four hundred sixty dollars and two cents,	460 02
Cambridge,	Five hundred forty seven dollars and ten cents,	547 10
Canaan,	One thousand seven hundred thirty five dollars and fifty nine cents,	1,735 59
Concord,	Four hundred fifty nine dollars and four cents,	459 04
Cornville,	One thousand six hundred forty six dollars and thirty five cents,	1,646 35
Detroit,	Seven hundred ten dollars and forty nine cents,	710 49
Emden,	One thousand forty dollars and seventy seven cts.,	1,040 77
Fairfield,	Five thousand nine hundred forty eight dollars and eighty two cents,	5,948 82
Harmony,	Nine hundred fifty five dollars and forty eight cts.,	955 48
Hartland,	One thousand three hundred twenty three dollars and fifty eight cents,	1,323 58
Lexington,	Three hundred ninety dollars and fifty two cents,	390 52
Madison,	Two thousand five hundred fifty five dollars and eighty five cents,	2,555 85
Mayfield,	Forty six dollars and seventy seven cents,	46 77
Mercer,	One thousand five hundred five dollars and seventy six cents,	1,505 76
Moscow,	Four hundred sixty dollars and forty five cents,	460 45
New Portland,	Two thousand six dollars and fifty six cents,	2,006 56
Norridgewock,	Three thousand two hundred fourteen dollars and ten cents,	3,214 10
Palmyra,	One thousand seven hundred thirty eight dollars and eighty four cents,	1,738 84
Pittsfield,	Two thousand five hundred ninety six dollars and eighty six cents,	2,596 86
Ripley,	Five hundred eighty five dollars and eleven cents,	585 11
St. Albans,	Two thousand one hundred fifty five dollars and ten cents,	2,155 10
Solon,	One thousand six hundred sixty two dollars and sixty six cents,	1,662 66
Skowhegan,	Seven thousand nine hundred sixteen dollars and eighty six cents,	7,916 86
Smithfield,	Eight hundred forty four dollars and sixty one cents,	844 61
Starks,	One thousand four hundred ten dollars and eighty seven cents,	1,410 87
Dead River plantation,	One hundred ninety two dollars and thirty six cents,	192 36

STATE TAX.

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COUNTY OF SOMERSET, (CONTINUED.)

CHAP. 719.

Flag Staff plantation,	One hundred seventy three dollars and ninety five cents,	173 95
Pleasant Ridge do.	One hundred ten dollars and ninety five cents,	110 95
No. 1, R. 2, W. K. R.,	Forty dollars,	40 00
No. 2, R. 2, do.	Fifty seven dollars,	57 00
No. 1, R. 3, do.	Twenty eight dollars and fifty cents,	28 50
No. 2, R. 3, do.	Sixty six dollars and fifty cents,	66 50
N. hf. No. 4, R. 3, do.	Twenty eight dollars and fifty cents,	28 50
No. 1, R. 4, do.	Sixty six dollars and fifty cents,	66 50
No. 2, R. 4, do.	Eighty five dollars and fifty cents,	85 50
No. 3, R. 4, do.	Seventy six dollars,	76 00
No. 1, R. 5, do.	Eighty five dollars and fifty cents,	85 50
No. 2, R. 5, do.	Ninety five dollars,	95 00
No. 3, R. 5, do.	Eighty five dollars and fifty cents,	85 50
No. 4, R. 5, do.	Ninety five dollars,	95 00
No. 1, R. 6, do.	Eighty five dollars and fifty cents,	85 50
Pt. No. 2, R. 6, E. C. R.,		
W. K. R.,	Fifty seven dollars,	57 00
No. 2, R. 6, W. C. R.,		
W. K. R.,	Thirty three dollars,	33 00
No. 3, R. 6; W. K. R.,	Seventy six dollars,	76 00
No. 4, R. 6, do.	Eighty five dollars and fifty cents,	85 50
No. 5, R. 6, do.	Eighty five dollars and fifty cents,	85 50
No. 1, R. 7, do.	Eighty five dollars and fifty cents,	85 50
No. 2, R. 7, do.	Seventy six dollars,	76 00
No. 3, R. 7, do.	Sixty six dollars and fifty cents,	66 50
No. 4, R. 7, do.	Ninety five dollars,	95 00
No. 5, R. 7, do.	One hundred four dollars and fifty cents,	104 50
No. 6, R. 7, do.	Sixty six dollars and fifty cents,	66 50
No. 1, R. 3, B. P., E. K. R.	Thirty eight dollars,	38 00
No. 2, R. 3, B. P., do.	Eighty five dollars and fifty cents,	85 50
No. 1, R. 4, B. P., do.	Forty seven dollars and fifty cents,	47 50
No. 2, R. 4, B. P., do.	Eighty five dollars and fifty cents,	85 50
No. 1, R. 5, B. P., do.	Thirty three dollars,	33 00
No. 2, R. 5, B. P., do.	Eighty five dollars and fifty cents,	85 50
No. 1, R. 6, B. P., do.	Fifty seven dollars,	57 00
No. 1, R. 1, N. B. K. P.,		
T. and R. Academy,	Eighty five dollars and fifty cents,	85 50
No. 1, R. 1, N. B. K. P.,		
Strip,	Nine dollars and fifty cents,	9 50
No. 2, R. 1, N. B. K. P.,		
Standish Academy,	Fifty seven dollars,	57 00
No. 2, R. 1, N. B. K. P.,		
Strip,	Nineteen dollars,	19 00
No. 3, R. 1, N. B. K. P.,		
Long Pond,	Ninety five dollars,	95 00
No. 4, R. 1, N. B. K. P.,		
Moose River,	Sixty six dollars and fifty cents,	66 50
No. 5, R. 1, N. B. K. P.,		
Ettienne Pond,	Forty seven dollars and fifty cents,	47 50
No. 6, R. 1, N. B. K. P.,		
Holeb,	Ninety five dollars,	95 00
No. 1, R. 2, N. B. K. P.,		
Tomhegan,	One hundred four dollars and fifty cents,	104 50
No. 2, R. 2, N. B. K. P.,		
Brassua,	Seventy six dollars,	76 00
No. 3, R. 2, N. B. K. P.,		
Thorndike,	One hundred fourteen dollars,	114 00
No. 4, R. 2, N. B. K. P.,		
Holden,	Fifty seven dollars,	57 00
No. 5, R. 2, N. B. K. P.,		
Dennis,	Sixty six dollars and fifty cents,	66 50
No. 6, R. 2, N. B. K. P.,		
Forsaith,	Forty seven dollars and fifty cents,	47 50
Big W, N. B. K. P.,	Sixty six dollars and fifty cents,	66 50
Little W, do.	Twenty three dollars and fifty cents,	23 50
No. 1, R. 3, N. B. K. P.,		
West Middlesex,	One hundred four dollars and fifty cents,	104 50
No. 2, R. 3, N. B. K. P.,		
Soldiers,	Seventy six dollars,	76 00
E. hf. 3, R. 3, N. B. K. P.,	Forty seven dollars and fifty cents,	47 50
N. W. qr. 3, R. 3, do.	Twenty eight dollars and fifty cents,	28 50
E. W. qr. 3, R. 3, do.	Eight dollars and fifty cents,	8 50
No. 4, R. 3, do.	Twenty dollars and fifty cents,	20 50
No. 5, R. 3, Sandy Bay,	Thirty eight dollars,	38 00

COUNTY OF SOMERSET, (CONTINUED.)

No. 6, R. 3, N. B. K. P.,	Fifty cents,	50
Seboomook,	One hundred twenty three dollars and fifty cents,	123 50
No. 1, R. 4, N. B. K. P.,		
Plymouth,	Eighty five dollars and fifty cents,	85 50
No. 2, R. 4, N. B. K. P.,		
Pittston,	Ninety five dollars and fifty cents,	95 50
No. 3, R. 4, N. B. K. P.,		
Hammond,	Seventy six dollars,	76 00
No. 4, R. 4, N. B. K. P.,	Twenty seven dollars and fifty cents,	27 50
No. 5, R. 4,	do. Six dollars and twenty five cents,	6 25
No. 3, R. 5,	do. Thirty four dollars,	34 00
No. 4, R. 5, N. B. K. P.,	Twenty one dollars,	21 00
No. 4, R. 16, W. E. L. S.,	Sixty six dollars and fifty cents,	66 50
E. hf. 5, R. 16,	do. Thirty three dollars,	33 00
W. hf. 5, R. 16,	do. Seventeen dollars,	17 00
No. 6, R. 16,	do. Thirty dollars and fifty cents,	30 50
No. 7, R. 16,	do. Four dollars and fifty cents,	4 50
No. 8, R. 16,	do. Four dollars,	4 00
No. 9, R. 16,	do. Five dollars,	5 00
No. 10, R. 16,	do. Forty seven dollars and fifty cents,	47 50
No. 4, R. 17,	do. Eighty five dollars and fifty cents,	85 50
No. 5, R. 17,	do. Six dollars,	6 00
No. 6, R. 17,	do. Thirty five dollars,	35 00
No. 7, R. 17,	do. Sixty six dollars and fifty cents,	66 50
No. 8, R. 17,	do. Thirty four dollars,	34 00
No. 9, R. 17,	do. Forty three dollars,	43 00
No. 10 R. 17,	do. Sixty two dollars and fifty cents,	62 50
No. 4, R. 18,	do. Six dollars and fifty cents,	6 50
No. 5, R. 18,	do. Sixty six dollars and fifty cents,	66 50
No. 6, R. 18,	do. Four dollars and fifty cents,	4 50
No. 7, R. 18,	do. Five dollars,	5 00
No. 9, R. 18,	do. Twenty three dollars and twenty five cents,	23 25
No. 5, R. 19,	do. Five dollars and fifty cents,	5 50
No. 6, R. 19,	do. Five dollars and fifty cents,	5 50
No. 7, R. 19,	do. Four dollars,	4 00
No. 8, R. 19,	do. Thirty eight dollars,	38 00
No. 5, R. 20,	do. Thirty one dollars twenty five cents,	31 25
Fifty five thousand thirty four dollars and seventy four cents,		55,034 74

COUNTY OF WALDO.

Belfast,	Thirteen thousand three hundred seventeen dollars and ninety eight cents,	13,317 98
Belmont,	Five hundred nine dollars and ninety eight cents,	509 98
Brooks,	One thousand two dollars and ninety three cents,	1,002 93
Burnham,	Eight hundred seventy six dollars and seventy cents,	876 70
Frankfort,	One thousand one hundred six dollars and forty six cents,	1,106 46
Freedom,	Nine hundred fifty nine dollars and fifty three cents,	959 53
Islesborough,	Seven hundred seventy one dollars and twenty five cents,	771 25
Jackson,	Eight hundred eighty four dollars and ninety cents,	884 90
Knox,	One thousand ninety four dollars and fourteen cents,	1,094 14
Liberty,	Nine hundred seventy one dollars and nineteen cents,	971 19
Lincolntonville,	Two thousand one hundred eighty nine dollars and forty four cents,	2,189 44
Monroe,	One thousand six hundred thirty seven dollars and forty eight cents,	1,637 48
Montville,	One thousand nine hundred fifty two dollars and ninety seven cents,	1,952 97
Morrill,	Six hundred sixty seven dollars and twenty two cents,	667 22
Northport,	Nine hundred five dollars and ninety nine cents,	905 99
Palermo,	One thousand two hundred ten dollars and fourteen cents,	1,210 14
Prospect,	Nine hundred twenty four dollars and fifty two cents,	924 52
Searsmont,	One thousand five hundred five dollars and fifty eight cents,	1,505 58
Searsport,	Five thousand one hundred eighty nine dollars and thirty nine cents,	5,189 39
Stockton,	Four thousand six dollars and forty five cents,	4,006 45
Swanville,	Seven hundred two dollars and fifteen cents,	702 15
Thorndike,	One thousand three hundred twenty six dollars,	1,326 00

STATE TAX.

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COUNTY OF WALDO, (CONTINUED.)

CHAP. 719.

Troy,	One thousand one hundred sixty nine dollars and forty cents,	1,169 40
Unity,	One thousand nine hundred twenty five dollars and eight cents,	1,925 08
Waldo,	Seven hundred twenty two dollars and fifty eight cents,	722 58
Winterport,	Three thousand seven dollars and seventy four cents,	3,007 74
	Fifty thousand five hundred thirty seven dollars and nineteen cents,	50,537 19

COUNTY OF WASHINGTON.

Addison,	One thousand three hundred twenty dollars and thirty six cents,	1,320 36
Alexander,	Three hundred seventy dollars and ninety four cents,	370 94
Baileyville,	Two hundred sixty eight dollars and eighty four cents,	268 84
Baring,	Four hundred eighty one dollars and seventy three cents,	481 73
Beddington,	One hundred sixty dollars and forty two cents,	160 42
Calais,	Seven thousand six hundred twenty eight dollars and twenty five cents,	7,628 25
Centerville,	Two hundred ten dollars and eighty two cents,	210 82
Charlotte,	Three hundred thirty five dollars and seventy four cents,	335 74
Cherryfield,	Two thousand one hundred seventy six dollars and eleven cents,	2,176 11
Columbia,	Six hundred forty one dollars and fourteen cents,	641 14
Columbia Falls,	Eight hundred eighty five dollars and thirty four cents,	885 34
Cooper,	One hundred seventy four dollars and eighty eight cents,	174 88
Crawford,	One hundred fifty two dollars and thirty cents,	152 30
Cutler,	Five hundred fifty three dollars and five cents,	553 05
Danforth,	Two hundred fifty four dollars and nine cents,	254 09
Deblois,	Ninety dollars and twenty eight cents,	90 28
Dennysville,	Nine hundred ninety seven dollars and fifty nine cents,	997 59
East Machias,	Two thousand nine hundred eleven dollars and fifty five cents,	2,911 55
Eastport,	Four thousand five hundred fifteen dollars and sixty five cents,	4,515 65
Edmunds,	Four hundred thirty two dollars and eighty eight cents,	432 88
Harrington,	One thousand two hundred forty eight dollars and eighty four cents,	1,248 84
Jonesborough,	Four hundred thirty six dollars and fourteen cents,	436 14
Jonesport,	Seven hundred eighty four dollars and fifty three cents,	784 53
Lubec,	One thousand five hundred fifty two dollars and one cent,	1,552 01
Machias,	Four thousand eight hundred ninety six dollars and twenty nine cents,	4,896 29
Machiasport,	Nine hundred eighty nine dollars and ten cents,	989 10
Marion,	One hundred sixty dollars and thirty four cents,	160 34
Marshfield,	Three hundred fifty seven dollars and fifty one cts.	357 51
Meddybemps,	One hundred twenty dollars and ninety cents,	120 90
Millbridge,	One thousand five hundred two dollars and forty two cents,	1,502 42
Northfield,	Two hundred sixty five dollars and twenty eight cents,	265 28
Pembroke,	One thousand nine hundred forty six dollars and eighty nine cents,	1,946 89
Perry,	One thousand thirty dollars and sixty three cents,	1,030 63
Princeton,	Nine hundred four dollars and seventy cents,	904 70
Robbinston,	Six hundred thirty seven dollars and ten cents,	637 10
Stauben,	Nine hundred thirty five dollars and thirty four cents,	935 34
Topsfield,	Four hundred fifteen dollars and nineteen cents,	415 19
Treecott,	Two hundred sixteen dollars,	216 00

COUNTY OF WASHINGTON, (CONTINUED.)

Wesley,	Three hundred nineteen dollars and eighty seven cents,	319 87
Whiting,	Three hundred seventy three dollars and ninety six cents,	373 96
Whitneyville,	Five hundred fifty seven dollars and forty five cents,	557 45
Codyville plantation,	One hundred thirty nine dollars and seventy seven cents,	139 77
Talmadge plantation,	One hundred forty seven dollars and eighty one cents,	147 81
Waite plantation,	One hundred forty three dollars and eighty two cents,	143 82
No. 7, R. 2 plantation,	One hundred thirty three dollars and fifty cents,	133 50
No. 14 do.	Seventy five dollars and thirty one cents,	75 31
No. 21 do.	One hundred one dollar and sixty one cents,	101 61
No. 18, East Division,	Twenty two dollars,	22 00
No. 19, do.	Twenty two dollars,	22 00
No. 26, do.	Thirty dollars,	30 00
No. 27, do.	Thirty six dollars and twenty five cents,	36 25
No. 18, Mid. Division,	One hundred twenty five dollars,	125 00
SE. $\frac{1}{4}$ No. 19, do.	Eleven dollars,	11 00
$\frac{1}{4}$ No. 19, do.	Forty three dollars,	43 00
No. 24, do.	One hundred fifty five dollars,	155 00
No. 25, do.	Seventy five dollars,	75 00
No. 29, do.	One hundred seventy one dollar and fifty cents,	171 50
No. 30, do.	One hundred sixty dollars,	160 00
No. 31, do.	Seventy five dollars,	75 00
No. 36, do.	Three hundred dollars,	300 00
No. 37, do.	Ninety five dollars,	95 00
No. 42, do.	One hundred eighty five dollars,	185 00
E. hf. No. 43, do.	Thirty dollars,	30 00
W. hf. No. 43, do.	Forty three dollars and fifty cents,	43 50
N. hf. No. 5, N. Divis.,	Fifteen dollars,	15 00
S. hf. No. 5, do.	Forty five dollars,	45 00
No. 6, do.	Thirty seven dollars and fifty cents,	37 50
E. hf. strip N. of No. 6, Middle Division,	Nine dollars,	9 00
W. hf. strip N. of No. 6, Middle Division,	Six dollars,	6 00
Two mile strip N. of No. 5,	Eleven dollars and twenty five cents,	11 25
$\frac{3}{4}$ No. 1, R. 1, Titcomb's survey (Fowler et als.),	Twenty two dollars and fifty cents,	22 50
W. $\frac{1}{4}$ No. 1, R. 1,	Nine dollars,	9 00
No. 3, R. 1, Hinkley,	Ninety dollars,	90 00
No. 1, R. 2, Dyer,	Ninety dollars,	90 00
N. hf. No. 1, R. 3,	Twenty two dollars and fifty cents,	22 50
S. hf. No. 1, R. 3,	Seven dollars and fifty cents,	7 50
No. 1, R. 4, Vanceboro',	Two hundred dollars,	200 00
W. $\frac{1}{4}$ No. 6, R. 1, Lennox,	Twenty two dollars and fifty cents,	22 50
E. hf. No. 6, R. 1,	Sixty dollars,	60 00
NE. qr. No. 7, R. 2,	Eighteen dollars and seventy five cents,	18 75
No. 8, R. 3,	Ninety dollars,	90 00
No. 10, R. 3,	One hundred sixty five dollars,	165 00
No. 11, R. 3,	Twenty two dollars and fifty cents,	22 50
$\frac{3}{4}$ No. 8, R. 4,	Forty five dollars,	45 00
No. 9, R. 4, N. B. K. P.	Two hundred dollars,	200 00
E. pt. of Indian township, strip one mile wide,	Seven dollars and fifty cents,	7 50
No. 9, R. 5, Jackson Brook plantation,	Two hundred dollars,	200 00
	Forty seven thousand nine hundred twenty dollars and two cents,	47,920 02

STATE TAX.

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COUNTY OF YORK.

CHAP. 719.

Aston,	One thousand six hundred thirty-eight dollars and sixty four cents,	1,638 64
Alfred,	Two thousand one hundred thirty eight dollars and sixty seven cents,	2,138 67
Berwick,	Three thousand two hundred ten dollars and ninety six cents,	3,210 96
Biddesford,	Twenty eight thousand four hundred thirty four dollars and six cents,	28,434 06
Burton,	Four thousand one hundred fifty five dollars and eighty cents,	4,155 80
Cornish,	One thousand five hundred fifty five dollars and ninety six cents,	1,555 96
Dayton,	One thousand two hundred eleven dollars and eighty six cents,	1,211 86
Elliot,	Two thousand six hundred eighty three dollars and ninety cents,	2,683 90
Holma,	Two thousand two hundred twenty six dollars and thirty eight cents,	2,226 38
Kennebunk,	Seven thousand eight hundred ninety three dollars and sixty two cents,	7,893 62
Kennebunkport,	Four thousand five hundred thirteen dollars and thirty seven cents,	4,513 37
Kittery,	Three thousand one hundred nineteen dollars and eighty nine cents,	3,119 89
Lebanon,	Two thousand six hundred twenty six dollars and eighty three cents,	2,626 83
Limerick,	Two thousand one hundred ninety three dollars and thirty eight cents,	2,193 38
Limington,	Two thousand six hundred sixteen dollars and twelve cts.,	2,616 12
Lyman,	One thousand seven hundred twenty nine dollars and forty two cents,	1,729 42
Newfield,	One thousand four hundred ninety seven dollars and twenty two cents,	1,497 22
North Berwick,	Two thousand eight hundred sixty eight dollars and twenty one cents,	2,868 21
Parsonsfield,	Three thousand one hundred sixty five dollars and two cents,	3,165 02
Saco,	Fifteen thousand five hundred ninety five dollars and thirty six cents,	15,595 36
Shapleigh,	One thousand two hundred fifty eight dollars and thirty cents,	1,258 30
Sanford,	Two thousand eight hundred seven dollars and ninety seven cents,	2,807 97
South Berwick,	Four thousand ninety five dollars and forty three cents,	4,095 43
Waterborough,	One thousand eight hundred twenty five dollars and twenty three cents,	1,825 23
Wells,	Three thousand four hundred twenty six dollars and nine cents,	3,426 09
York,	Three thousand eight hundred sixty five dollars and two cents,	3,865 02
	One hundred twelve thousand three hundred fifty two dollars and seventy one cents,	112,352 71

STATE TAX.

RECAPITULATION.

COUNTIES.	AMOUNT.	DOLLS. CTS.
Androscoggin	Eighty eight thousand forty one dollars and seventy two cents,	88,041 72
Aroostook,	Twenty four thousand nine hundred eighty two dollars,	24,982 00
Cumberland,	Two hundred forty four thousand nine hundred nine dollars and seventy three cents,	244,909 73
Franklin,	Twenty nine thousand three dollars and fifty cents,	29,003 50
Hancock,	Thirty seven thousand eight hundred fifty four dollars and forty seven cents,	37,854 47
Kennebec,	One hundred five thousand one hundred forty dollars and forty cents,	105,140 40
Knox,	Fifty two thousand six hundred thirteen dollars and eighty cents,	52,613 80
Lincoln,	Thirty four thousand three hundred forty eight dollars and seven cents,	34,348 07
Oxford,	Forty nine thousand five hundred fifty four dollars and seventy three cents,	49,554 73
Penobscot,	One hundred thirteen thousand six hundred fifty one dollars and ninety four cents,	113,651 94
Piscataquis,	Twenty four thousand two hundred fifty-two dollars and ninety five cents,	24,252 95
Sagadahoc,	Fifty five thousand two hundred fifty three dollars and thirty nine cents,	55,253 39
Somerset,	Fifty five thousand thirty four dollars and seventy four cts.,	55,034 74
Waldo,	Fifty thousand five hundred thirty seven dollars and nineteen cents,	50,537 19
Washington,	Forty seven thousand nine hundred twenty dollars and two cents,	47,920 02
York,	One hundred twelve thousand three hundred fifty two dollars and seventy one cents,	112,352 71
	Eleven hundred twenty five thousand four hundred fifty one dollars and thirty six cents,	1,125,451 36

Treasurer to issue warrant.

SECT. 2. The treasurer of this state shall, in the month of April, in the year of our Lord one thousand eight hundred and seventy-one, send his warrant, with a copy of this tax act, directed to the mayor and aldermen, selectmen or assessors of each city, town or plantation taxed as aforesaid, requiring them respectively to assess in dollars and cents the sums so charged according to the provisions of the laws for the assessment of taxes, and to add the amount of such tax to the amount of county and town taxes to be by them assessed in each city, town, plantation or other place, respectively.

When and how paid into treasury.

SECT. 3. The treasurer in his said warrant shall require the said mayor, aldermen, selectmen or assessors respectively to pay or to issue their several warrant or warrants requiring the collectors of their several cities, towns and plantations to pay the said treasurer on or before the first day of January, one thousand eight hundred and seventy-two, the sums against said cities, towns and plantations, respectively in this act contained; and said mayor, selectmen and assessors, respectively, shall return a certificate of the names of such collectors, with the sums which each may be required to collect, to said treasurer, some time before the first day of December, in the year of our Lord one thousand eight hundred and seventy-one.

CHAP. 720.

SECT. 4. Whenever for the period of sixty days after the time fixed for the payment of this tax, there shall be any delinquency to pay the same on the part of the collector of any city, town or plantation, it shall be the duty of the treasurer of the state to issue his warrant for enforcing the collection of the same against such collector. The warrant shall be directed to the sheriff or his deputies of the appropriate county, and made in accordance with the laws already existing on that subject, except that it shall be returned in ninety days from its date, and in addition to the tax itself, it shall require the officer to collect interest thereon at the rate of six per centum yearly, from the day when the tax became payable, with fifty cents more for the warrant and the lawful fees of such sheriff or deputies arising thereon.

Treasurer to issue warrants for enforcing collection of delinquent taxes.

To be directed to sheriff or deputies.

SECT. 5. When any state tax assessed upon any city or town remains unpaid, such city or town is precluded from drawing from the state treasury the school fund set apart for such city or town, so long as such tax remains unpaid.

Towns precluded from drawing school money when tax is unpaid.

SECT. 6. This act shall take effect when approved.

Approved February 27, 1871.

Chapter 720.

An act to provide in part for the expenditures of government.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. In order to provide for several acts and resolves of the legislature requiring the payment of money from the treasury, and also to provide for the necessary expenditures of government for the current fiscal year, the following sums are hereby appropriated out of any moneys in the treasury, and the governor, with the advice and consent of the council, is hereby authorized at any time prior to the first day of January next, to draw his warrant upon the treasury for the same :

Appropriations.

Passamaquoddy Indians, three thousand seven hundred eighty dollars.....	3,780 00
Joseph C. Roberts, one hundred forty-one dollars twenty-five cents.....	141 25
Samuel W. Lane, two hundred fifty dollars.....	250 00
S. J. Chadbourne, two hundred fifty dollars.....	250 00
Clerks in secretary of state's office, thirty-five hundred dollars.....	3,500 00
Clerks in treasurer's office, twenty-eight-hundred dollars.....	2,800 00
Clerk in land office, one thousand dollars.....	1,000 00

EXPENDITURES OF GOVERNMENT.

CHAP. 720. Clerk in office of superintendent common schools, twelve hundred dollars.....	1,200 00
Bank and insurance examiner, six hundred dollars....	600 00
Reports of judicial decisions, twenty-four hundred dol- lars	2,400 00
Refunding bounties to towns, twelve hundred dollars..	1,200 00
Transportation of documents, one thousand dollars....	1,000 00
Penobscot Indians, eight thousand one hundred fifty- nine dollars sixty-three cents.....	8,159 63
Fort Kent, fifteen dollars.....	15 00
Otis Hayford, junior, fifty dollars.....	50 00
Deaf, dumb and blind, three thousand dollars.....	3,000 00
Purchase of coin, three thousand dollars.....	3,000 00
Sheriffs and coroners, three hundred dollars.....	300 00
Publishing revised statutes, three thousand dollars...	3,000 00
Granger turnpike fund, two thousand sixty-six dollars twenty-five cents.....	2,066 25
Joseph A. Chambers, four hundred twenty-two dollars	422 00
Zepheniah B. Starbird and others, one hundred sixty- eight dollars.....	168 00
Binding and stitching, five thousand dollars.....	5,000 00
Printing, twenty-seven thousand five hundred dollars	27,500 00
Advertising laws, twenty-five hundred dollars.....	2,500 00
Furniture and repairs of public building, four thou- sand dollars.....	4,000 00
Fish commissioners and wardens, two thousand dollars	2,000 00
Military purposes, seventy-five hundred dollars.....	7,500 00
Maine general hospital, ten thousand dollars.....	10,000 00
Indices, one hundred and fifty dollars	150 00
Contingent fund of warden of state prison, three hun- dred dollars.....	300 00
Commissioners on paper credits, four hundred dollars	400 00
Soldiers' pensions, thirty thousand dollars.....	30,000 00
Jail commissioners, eight hundred thirty-three dollars forty-six cents.....	838 46
P. M. Fogler, twenty-six dollars seventy-five cents....	26 75
Riley plantation, sixty-six dollars sixty-six cents....	66 66
P. P. Burleigh, one hundred dollars.....	100 00
D. R. Stockwell and George S. Chalmers, nineteen dol- lars eight cents.....	19 08
Committee on military affairs, fifty-nine dollars eighty cts.	59 80
Maine state year book, four hundred eighty dollars....	480 00
Clerks in adjutant general's office, twenty-four hundred dollars	2,400 00
Aid to orphans of soldiers's and seamen, six thousand dollars.....	6,000 00

EXPENDITURES OF GOVERNMENT.

718

• Town of Princeton, ninety-three dollars.....	93 00	CHAP. 720.
State college of agriculture, six thousand dollars.....	6,000 00	
Pay roll of senate, seven thousand four hundred sixty-four dollars.....	7,464 00	
Pay roll of house of representatives, twenty-seven thousand nine hundred ninety-nine dollars.....	27,999 00	
Reform school, seventeen thousand three hundred seventy-five dollars.....	17,375 00	
Committee on agriculture, one hundred eighty-eight dollars fifty cents.....	188 50	
County of Aroostook, two hundred dollars.....	200 00	
James B. Leslie, one hundred seventy-five dollars.....	175 00	
Road across Indian township, five hundred dollars....	500 00	
Warming state house by steam, seven thousand dollars	7,000 00	
Foxcroft academy, eighteen hundred sixty-nine, sixty dollars.....	60 00	
Expenses superintendent common schools, eight hundred dollars, eighteen hundred seventy, eighteen hundred seventy-one.....	800 00	
Normal schools, ten thousand dollars.....	10,000 00	
County supervisorship of schools, sixteen thousand dollars.....	16,000 00	
Teachers' institutes, eight thousand dollars..	8,000 00	
Sprague, Owen and Nash, seven hundred seven dollars and fifty cents.....	707 50	
Eastern Argus, one hundred sixty-five dollars.....	165 00	
To promote immigration and facilitate the settlement of public lands, twelve thousand dollars.....	12,000 00	
Widow of Hiram G. Berry, five hundred twenty-six dollars.....	526 00	
Rebuilding bridge, Princeton to Indian township, five hundred dollars.....	500 00	
Binding acts and resolves, one hundred fifty dollars...	150 00	
Repair of military road in south half No. 2, R. 3, four hundred dollars.....	400 00	
Industrial school for girls, one hundred dollars.....	100 00	
Insane hospital, five thousand dollars.....	5,000 00	
State library, five hundred dollars.....	500 00	
Council journal, one hundred fifty dollars.....	150 00	
Bath naval and military asylum, three thousand dollars	3,000 00	
Land agent, twelve thousand one hundred twenty-four dollars seventy-four cents.....	12,124 74	
East normal school, fifteen thousand dollars.....	15,000 00	
State prison, ten thousand dollars.....	10,000 00	
Salary of chaplain for state prison, one thousand dollars	1,000 00	

CHAP. 721. Expenses of school and purchase of books for state

prison, one hundred dollars.....	100 00
Inspectors of state prison, two hundred dollars.....	200 00
Insane hospital, twelve thousand five hundred dollars	12,500 00
Schools in Madawaska, one thousand two hundred dol- lars	1,200 00
Children's home at Bangor, two thousand dollars.....	2,000 00
Town of Phillips, one thousand five hundred dollars...	1,500 00
Road in letter F, Aroostook county, six hundred dollars	600 00
<hr/>	
Amounting to three hundred fourteen thousand nine hundred twelve dollars sixty-two cents.....	314,912 62

SECT. 2. This act shall take effect when approved.

Approved February 27, 1871.

Chapter 721.

An act to repeal an act entitled "an act to incorporate the Cobb Lime Company."

*Be it enacted by the Senate and House of Representatives in Legis-
lature assembled, as follows:*

Repealed.

SECT. 1. That the act approved January twenty-five, eighteen
hundred seventy-one, known and entitled as the "Cobb Lime
Company," be and the same is hereby repealed.

SECT. 2. This act shall take effect when approved.

Approved February 27, 1871.

RESOLVES

OF THE

STATE OF MAINE.

1871.

RESOLVES

OF THE

STATE OF MAINE.

1871.

Chapter 205.

Resolve relating to the commission to investigate all matters in relation to credits allowed on the quotas of towns by the state and general government for men not actually put into the service.

Resolved, That the commission appointed by the governor and council under the resolves approved March twenty-fourth, eighteen hundred and seventy, to investigate all matters in relation to credits allowed on the quotas of towns by the state and general government for men not actually put into the service, be authorized, under all the powers given to them in said resolves, to complete the service for which they were appointed, as soon as practicable; *provided*, that their report shall be made within the first two weeks of this session.

Authority and
power of commis-
sion.

Approved January 9, 1871.

Chapter 206.

Resolve in favor of Charles E. Avery.

Resolved, That there be paid from the treasury of the state, to Charles E. Avery, the messenger of the house for the year eighteen hundred and seventy, the sum of thirty-eight dollars, for travel and services at this session.

Charles E. Avery,
in favor of.

Approved January 16, 1871.

CHAP. 207.**Chapter 207.**

Resolve in favor of John Gaubriel.

John Gaubriel,
in favor of.

Resolved, That there be paid from the state treasury, the sum of one hundred dollars, to John Gaubriel, for travel and attendance before the legislature, as representative of the Passamaquoddy tribe of Indians.

Approved January 25, 1871.

Chapter 208.

Resolve in favor of Newel Neptune.

Newel Neptune,
in favor of.

Resolved, That there be paid from the state treasury, the sum of eighty-five dollars, to Newel Neptune, for travel and attendance before the legislature, as representative of the Penobscot tribe of Indians.

Approved January 25, 1871.

Chapter 209.

Resolve providing for furnishing the Maine State Year Book and Annual Register for the use of the legislature and several departments.

Maine State Year
Book, governor
and council au-
thorized to con-
tract for 600
copies of.

Resolved, That the governor and council be authorized to contract for six hundred copies of the Maine State Year Book and Annual Register, for the use of the legislature and several departments, at a cost not exceeding four hundred and eighty dollars.

Approved February 2, 1871.

Chapter 210.

Resolve to authorize the county of Penobscot to procure a loan.

Loan, not exceed-
ing \$10,000,
authorized.

Resolved, That the treasurer of Penobscot county is hereby authorized to procure by loan, on the faith and responsibility of said county, a sum not exceeding ten thousand dollars, to be expended by and under the direction of the county commissioners of said county, for the purpose of completing the jail now in process of erection at Bangor, the interest on said sum to be paid semi-annually, and the principal to be reimbursed by said county at such time or times not exceeding thirty years, as the commis-

sioners may agree upon; and said treasurer is hereby authorized **CHAP. 211.**
to issue county bonds therefor, with coupons for interest attached,
payable in manner aforesaid.

Approved February 3, 1871.

Chapter 211.

Resolve in relation to the completion of the publication of the revised statutes.

Resolved, That the authority contained in the resolves entitled
“resolves in relation to the publication of the revised statutes,”
approved March twenty-fifth, one thousand eight hundred and
seventy, is hereby extended and made to apply to the completion of
the publication of the revised statutes, approved January twenty-
fifth, one thousand eight hundred and seventy-one.

Revised statutes,
time for comple-
tion of, extended.

Approved February 3, 1871.

Chapter 212.

Resolve in favor of Abigail Davis.

Resolved, That the land agent be authorized to convey by deed
to Abigail Davis, lot number three, in Amity, in the county of
Aroostook.

Abigail Davis,
in favor of.

Approved February 7, 1871.

Chapter 213.

Resolve in favor of the joint standing committee on the state prison.

Resolved, That the state treasurer is hereby authorized and
directed to pay to Joseph C. Roberts, the sum of one hundred and
forty-one dollars and twenty-five cents, it being for expenses
incurred by the committee visiting the state prison, the twenty-
seventh day of January, one thousand eight hundred and seventy-
one.

Committee on
state prison, in
favor of.

Approved February 9, 1871.

CHAP. 214.**Chapter 214.**

Resolve making appropriations for the Passamaquoddy tribe of Indians.

Appropriations.

Resolved, That there be paid from the state treasury, to be expended under the direction of the governor and council, to the agent of the Passamaquoddy tribe of Indians, for the benefit of said tribe, as follows, viz: Four hundred dollars for May dividend; three hundred dollars for November dividend; eight hundred dollars for distressed poor; the foregoing to be paid from the interest on the trust fund belonging to said tribe; also five hundred dollars for agricultural purposes; three hundred dollars for bounties on crops for the year one thousand eight hundred and seventy-one; one hundred and fifty dollars for plowing; sixty dollars for salary of governor of said tribe, and twenty dollars for salary of its lieutenant governor; fifty dollars for wood to be distributed to families that remain through the winter at Pleasant point; one hundred and fifty dollars for repair of hall at Peter Dana's point; one hundred and fifty dollars for repairs on chapel at same place; three hundred dollars for educational purposes, to be expended by the superintending school committees of Perry and Princeton; and said committees are requested to report as directed by resolve approved February twenty-second, one thousand eight hundred and sixty-five; one hundred dollars for payment of priest, *provided* that he holds ten religious meetings or more to each section of the tribe; one hundred dollars for employing practical persons to assist and instruct them in their farming; one hundred dollars for contingent fund to be paid by agent to said tribe as he may consider for their advantage; three hundred dollars for salary of agent.

Approved February 9, 1871.

Chapter 215.

Resolve in favor of Joshua Chamberlain.

Land agent
authorized to
locate certain
certificates.

Resolved, That the land agent be, and is hereby authorized and empowered to locate certain certificates, the property of Joshua Chamberlain of Brewer, by him alleged to have been lost or destroyed, issued by the land agent under resolves of the legislature giving lands to certain officers and soldiers of the revolution and the widows of the same and other persons, approved March seventeen, one thousand eight hundred and thirty-five, February eight, one thousand eight hundred and thirty-six, and March twenty, one thousand eight hundred and thirty-eight, upon any lands of the state not otherwise appropriated; and to convey the land so

located to said Chamberlain, upon proof satisfactory to the land agent, of said Chamberlain's ownership of said certificates, their loss or destruction, and that they have not previously been satisfied.

CHAP. 216.

Approved February 10, 1871.

Chapter 216.

Resolve authorising the land agent to locate certificate number thirty-one, issued under resolves of the legislature, approved March twenty, one thousand eight hundred and thirty-eight.

Resolved, That the land agent be, and is hereby authorized and empowered to locate certificate number thirty-one, issued by the land agent under a resolve of the legislature, entitled a "resolve in favor of certain commissioned officers of the revolutionary war and the widows of such persons," approved March twenty, in the year of our Lord one thousand eight hundred and thirty-eight, upon any of the state lands not otherwise appropriated, and to convey the land so located to the lawful owner of said certificate.

Land agent
authorized to
locate certificate
No. 31.

Approved February 10, 1871.

Chapter 217.

Resolve in favor of the town of Fort Kent.

Resolved, That there be allowed and paid out of the state treasury to the town of Fort Kent, in the county of Aroostook, as its proportion of school money, an additional sum of fifteen dollars, being the amount which rightfully belonged to Daigle plantation, but was not paid over to the same by reason of the incorporation of said plantation into the town of Fort Kent.

Fort Kent, in
favor of.

Approved February 15, 1871.

Chapter 218.

Resolve in favor of the inhabitants of Riley plantation in the county of Oxford.

Resolved, That the treasurer of state pay to David F. Bennett, agent for the inhabitants of the plantation of Riley, in the county of Oxford, sixty-six and two-thirds dollars, as allowed by the commissioners on equalization of the municipal war debt.

Inhabitants of
Riley plantation,
in favor of.

Approved February 15, 1871.

CHAP. 219.

Chapter 219.

Resolve in favor of the inhabitants of number five, range one, in the county of Oxford.

Inhabitants of
No. 5, R. 1, in
favor of.

Resolved, That the treasurer of state pay to David M. Sturdivant, agent for the inhabitants of number five, range one, in the county of Oxford, sixty-six and two-thirds dollars, as allowed by the commissioners on equalization of the municipal war debt.

Approved February 15, 1871.

Chapter 220.

Resolve making appropriations for the Penobscot tribe of Indians.

Appropriations.

Resolved, That there be paid from the state treasury to the agent of the Penobscot tribe of Indians, to be appropriated for the benefit of said tribe, as follows: Four hundred dollars shall be expended for schools, viz., two hundred dollars on Oldtown island, under the supervision of the superintending school committee of Oldtown; one hundred and twenty dollars on Mattanawcook island, under the supervision of the superintending school committee of Lincoln; and eighty dollars on Olamon island, under the supervision of the superintending school committee of Greenbush; and said committees are required to report as directed by a resolve approved March seventeenth, eighteen hundred and sixty, and it is made the duty of the agent of said tribe to see that said money is fully expended for the education of the children of said tribe. One thousand dollars shall be expended for agricultural purposes; five hundred dollars for bounties on crops; three hundred dollars for salary of agent of said tribe; one hundred and fifty dollars to pay competent persons to be employed by the agent to assist and instruct said indians in their agricultural labors, as follows:—seventy-five dollars on Oldtown island, thirty-seven dollars fifty cents on Olamon, Hemlock and Sugar islands, and thirty-seven dollars fifty cents on Mattanawcook island, on the same conditions as required by chapter ninety-six of the resolves of eighteen hundred and sixty-seven; fifty dollars for salary of the governor of said tribe, and thirty dollars for the salary of the lieutenant governor; one hundred dollars for salary of priest, *provided* that he holds twenty-four religious meetings, or more, with said indians; and eighteen hundred dollars for the annual annuity. That there shall also be paid to the said Penobscot tribe of Indians, thirty-eight hundred twenty-nine dollars sixty-three cents, amount of interest on the trust fund held by the state for the benefit of said tribe, two hundred dollars of which is to be expended by the agent in repairing the church on Oldtown island; also two hundred

dollars of said interest from trust fund, to be expended by the CHAP. 221.
superintending school committee of the town of Lincoln, in building a school-house on Mattanawcook island for the use of said indians, and the balance of said sum to be expended under the direction of the governor and council.

Approved February 16, 1871.

Chapter 221.

Resolve in favor of John S. Arnold and Warren S. Dwinell.

Resolved, That the land agent be, and he is hereby authorized to convey to John S. Arnold and Warren S. Dwinell, four lots of land in township one, range two, west from the east line of the state, viz: Lot number ninety-four and one hundred, and two other lots in the easterly half of said township not suitable for settlement; when said Arnold and Dwinell shall have completed a permanent dam, a single saw-mill, clapboard machine and shingle machine, within two years, on the Madawaska river in said township, to the acceptance of the land agent.

In favor of John
S. Arnold and W.
S. Dwinell.

Condition.

Approved February 16, 1871.

Chapter 222.

Resolve for the effectual destruction of bonds and coupons of the State of Maine after the same shall have been registered.

Resolved, That the committee for settlement of the accounts of the state treasurer each year be and hereby are authorized and required to cause to be destroyed by burning, after the same have been examined and found to be correct, all the bonds and coupons thereto attached, that have been cancelled and registered by the treasurer during the year preceding, making such record and report thereof as may be necessary to preserve the evidence of the doings of said committee.

Bonds and coupons,
destruction
of, when cancelled

Approved February 16, 1871.

CHAP. 223.**Chapter 223.**

Resolve in favor of the town of New Portland.

New Portland,
in favor of.

Resolved, That the secretary of state be directed to furnish to the town of New Portland, in the county of Somerset, such copies of acts and resolves, judicial reports, and other official documents, furnished to towns according to the provisions of law, as are on hand and can be spared without injustice to other parties, to replace those destroyed by fire in December, eighteen hundred and seventy.

Approved February 15, 1871.

Chapter 224.

Resolve in favor of the joint standing committee on state reform school.

Committee on
reform school, in
favor of.

Resolved, That the state treasurer is hereby authorized and directed to pay to Otis Hayford, junior, the sum of fifty dollars, it being for actual expenses incurred by the committee visiting the state reform school on the second day of February, eighteen hundred and seventy-one.

Approved February 15, 1871.

Chapter 225.

Resolve in favor of Zepheniah B. Starbird and others.

Z. B. Starbird and
others, in favor of.

Resolved, That there be paid out of any money in the treasury not otherwise appropriated, to Zepheniah B. Starbird, the sum of eighty-five dollars sixty cents; to Isaac S. Townsend, the sum of sixteen dollars eighty cents; to Alvin C. Doten, the sum of twenty-four dollars eighty cents; to John F. Starbird, the sum of forty dollars eighty cents, as compensation for all claim against the state under the provisions of an act concerning contagious diseases among cattle, approved March nineteen, eighteen hundred sixty-two, for loss of cattle by contagious disease in the year eighteen hundred and seventy.

Approved February 18, 1871.

Chapter 226.

CHAP. 226.

Resolve authorizing the land agent to sell lot number one hundred and twenty-nine, in township number five, range three, in the county of Aroostook.

Resolved, That the land agent be authorized to sell for cash, lot number one hundred and twenty-nine, in township number five, range three, county of Aroostook, at such price as he may consider a fair value.

Land agent authorized to sell lot No. 129.

Approved February 18, 1871.

Chapter 227.

Resolve authorizing the land agent to sell lot number one hundred forty-three, in the plantation of Castle Hill, Aroostook county.

Resolved, That the land agent is hereby authorized to sell to Ausburn F. Hoffses, the lot of land number one hundred forty-three, in the plantation of Castle Hill, in the county of Aroostook, for its fair cash value, allowing said Hoffses in part payment for the same the amount credited him upon the books of the land office for road labor.

Land agent authorized to sell to A. F. Hoffses lot No. 143.

Approved February 18, 1871.

Chapter 228.

Resolve in favor of Lewis Scott and John Bishop.

Resolved, That the land agent be and is hereby authorized to sell and convey to Lewis Scott, the south half of lot number six, in section twenty-two, in the town of Maysville, in the county of Aroostook; and to John Bishop the north half of said number six, and to allow said Scott and Bishop in part payment for the same for the labor done by them on roads under the direction of the land agent.

L. Scott and John Bishop, in favor of.

Approved February 18, 1871.

Chapter 229.

Resolve in favor of Salmon Jones.

Resolved, That the land agent be and hereby is authorized to sell and convey to Salmon Jones, a lot of land numbered thirteen, in township I, range two, west from the east line of the state, in the county of Aroostook, for what he may consider the cash value

Land agent authorized to convey to Salmon Jones a lot of land.

CHAP. 230. of said lot at the time said Jones received a certificate of the same from the land agent; and said agent is further authorized to allow said Jones in part payment therefor, the amount he has paid in road labor in said township under the direction of said land agent.

Approved February 18, 1871.

Chapter 230.

Resolve laying a tax on the several counties in the state.

Taxes, county,
for levying.

Resolved, That the sums annexed to the counties in the following schedule, are hereby granted as a tax on each county respectively, to be appropriated, assessed, collected and applied for the purpose of paying the debts and necessary expenses of the same, and other purposes ordered by law, to wit: Androscoggin, thirty thousand dollars; Aroostook, twelve thousand dollars; Cumberland, seventy-eight thousand dollars; Franklin, eight thousand dollars; Hancock, ten thousand one hundred dollars; Kennebec, thirty-one thousand dollars; Knox, fourteen thousand dollars; Lincoln, eight thousand dollars; Oxford, ten thousand dollars; Penobscot, forty thousand dollars; Piscataquis, five thousand five hundred dollars; Sagadahoc, thirteen thousand dollars; Somerset, ten thousand dollars; Waldo, sixteen thousand five hundred dollars; Washington, seventeen thousand dollars; York, thirty-five thousand dollars.

Approved February 18, 1871.

Chapter 231.

Resolve in favor of Joseph A. Chambers.

J. A. Chambers,
in favor of.

Resolved, That there be paid out of the state treasury, in money not otherwise appropriated, to Joseph A. Chambers, the father of John W. Chambers, who enlisted in the thirty-second Maine regiment, on the nineteenth day of February, in the year eighteen hundred and sixty-four, and while on duty at Augusta, in the service of the United States, contracted diptheria and typhoid fever, of which diseases he died in hospital at Augusta, Maine, on the twenty-first day of April of the same year, without receiving the bounty of three hundred dollars due him from the state, the sum of four hundred and twenty-two dollars, the same being the amount of three hundred dollars bounty and interest, from the twenty-second day of April, in the year eighteen hundred and sixty-four.

Approved February 18, 1871.

Chapter 232.**CHAP. 232.**

Resolve changing the valuation of towns and plantations in Washington county.

Resolved, That the valuation of certain towns and plantations in Washington county, shall be as follows: Crawford, thirty thousand three hundred and fifty-one dollars; Charlotte, sixty-six thousand nine hundred and thirty-eight dollars; Cooper, thirty-four thousand eight hundred and nine dollars; Perry, two hundred and five thousand five hundred and ninety-two dollars; Robbinston, one hundred and twenty-seven thousand and thirty dollars; Topsfield, eighty-two thousand eight hundred and twenty-eight dollars; Trescott, forty-two thousand nine hundred and eighty dollars; Marlon, twenty-nine thousand nine hundred and seventy-six dollars; Edmunds, eighty-six thousand four hundred and eighteen dollars; plantation number fourteen, fifteen thousand dollars; Jackson Brook plantation, forty thousand dollars; Vanceborough plantation, forty thousand dollars; plantation number nine, in range four, forty thousand dollars.

Valuation of
certain towns
changed.

Approved February 20, 1871.

Chapter 233.

Resolve authorizing the attorney general to institute certain legal proceedings.

Resolved, That the attorney general, if upon investigation he shall deem that the public interests require it, is authorized to commence the proper proceedings in the courts to determine whether or not any corporation in this state has forfeited its charter.

Attorney general
authorised to
commence pro-
ceedings against
certain corpora-
tions.

Approved February 22, 1871.

Chapter 234.

Resolve in favor of the heirs of the late Captain Lewey.

Resolved, That the heirs of the late Captain Lewey, of the Passamaquoddy tribe of Indians, namely, Tomah Lewey, Francis Lewey, Sabattis Lewey, Athéan Lewey, Sanole Soul Lewey and Sally Lewey, or either of them, or their heirs, are hereby authorized and allowed to lease their interest or share in the Captain Lewey farm lot; in the Indian township, in the county of Washington, for such term of years as they or either of them may agree upon, and their lease of same shall be considered a legal and valid conveyance; but no lease made by said heirs, or by any of them, shall be deemed

Capt. Lewey, in
favor of.

CHAP. 235. valid or have any force until such lease shall have been approved by the governor and council, both as to the length of the lease and the consideration paid or to be paid therefor.

Approved February 22, 1871.

Chapter 235.

Resolve relating to the military stores at Portland.

Governor and council authorized to dispose of certain military stores.

Resolved, That so much of the adjutant general's report as relates to military property stored at the arsenal in Portland, be referred to the governor and council, and that they be empowered to dispose of the same.

Approved February 22, 1871.

Chapter 236.

Resolve in favor of Prentiss M. Fogler.

P. M. Fogler, in favor of.

Resolved, That there be paid out of the state treasury to Prentiss M. Fogler, the sum of twenty-six dollars and seventy-five cents, that being the amount, with interest, paid by said Fogler into the state treasury the ninth day of September, in the year eighteen hundred and sixty-nine, for the purchase of seven thousand and forty acres of land in township number nine, range three, Aroostook county, sold for non-payment of taxes, assessed on said land for the year eighteen hundred and sixty-seven, the fee to the land being in the state at the time of the assessment of said tax.

Approved February 22, 1871.

Chapter 237.

Resolve in relation to lands in the towns of Madawaska and Frenchville, and the plantations of St. John, St. Francis and Wallagrass.

Land agent, under direction of governor and council, may purchase land.

Resolved, That the land agent, under the direction of the governor and council, be, and he is hereby authorized, to purchase of the proprietors of lands in the towns of Madawaska and Frenchville, and the plantations of St. John, St. Francis and Wallagrass, such lands in said towns and plantations as are in the possession and occupation of settlers.

Approved February 22, 1871.

Chapter 238.

CHAP. 238.

Resolve in favor of David Dudley.

Resolved, That the land agent be authorized to sell to David Dudley, at such price as said land agent may consider the fair cash value thereof, such lots, sections or tracts of land in the plantations of Mapleton, Chapman and Castle Hill, in the county of Aroostook, as are not suitable for settlement, together with stumpage cut thereon by said Dudley under permit the present season, said land to be situated in the vicinity and for the convenience of said Dudley's mills in Mapleton; and that the terms of payment may be as follows, viz: one-fourth cash, the balance in one, two and three years, with interest, and good endorsed paper.

David Dudley, in favor of.

Approved February 22, 1871.

Chapter 239.

Resolve in aid of a road through township letter F, Aroostook county.

Resolved, That the sum of six hundred dollars be, and the same is hereby appropriated, to be expended under the direction of the land agent, to aid in building the road through township letter F, Aroostook county.

Road in township letter F, in favor of.

Approved February 22, 1871.

Chapter 240.

Resolve amending the state valuation and abating state tax on township number six, range five, Aroostook county.

Resolved, That the valuation of eighteen hundred and seventy, be amended, by striking out the sum of nine thousand seven hundred fifty dollars—the valuation of township number six, range five, W. E. L. S., Rockabema, Aroostook county, as established by resolve approved March twenty-one, eighteen hundred and seventy—that township being included in and taxed as Moro plantation; and the state treasurer is directed to abate the sum of fifty-eight dollars fifty cents, assessed on said number six, range five, as its proportion of the state tax of eighteen hundred and seventy.

State tax, abatement of, on township No. 6.

Approved February 22, 1871.

CHAP. 241.**Chapter 241.**

Resolve providing for the payment of the expenses of the committee of military affairs.

Committee on
military affairs, in
favor of.

Resolved, That there be paid from the treasury to the committee on military affairs, the sum of fifty-nine dollars and eighty cents, the same being for expenses incurred by that committee in visiting the Military and Naval Orphan Asylum at Bath, in compliance with an order of the legislature.

Approved February 22, 1871.

Chapter 242.

Resolve in favor of D. R. Stockwell and George S. Chalmers.

D. R. Stockwell
and G. S. Chal-
mers, in favor of.

Resolved, That there be paid out of the treasury, from any money not otherwise appropriated, to D. R. Stockwell and George S. Chalmers, the sum of nineteen dollars and eight cents, it being for money paid by them into the state treasury in eighteen hundred and sixty-seven and eighteen hundred and sixty-eight, and applied to lands in which they had no interest.

Approved February 22, 1871.

Chapter 243.

Resolve directing the superintendent of common schools to ascertain what school moneys may be due the state.

Duty of superin-
tendent in rela-
tion to certain
school money.

Resolved, That the state superintendent of common schools is hereby directed to ascertain whether any sums of money be due the state from any corporation or corporations for public school purposes, and to present the result of such investigation in his annual report.

Approved February 22, 1871.

Chapter 244.

Resolve in favor of Parker P. Burleigh.

P. P. Burleigh,
in favor of.

Resolved, That the state treasurer is hereby authorized and directed to pay Parker P. Burleigh, the sum of one hundred dollars, it being for money expended by him on the state military road, leading through south half township number two, range three, Aroostook county.

Approved February 22, 1871.

Chapter 245.**CHAP. 245.**

Resolves in favor of the inhabitants of Riley plantation, in the county of Oxford.

Resolved, That the state treasurer pay to David F. Bennett, agent for the inhabitants of the plantation of Riley, in the county of Oxford, for the use of said plantation, sixty-six and two-thirds dollars, being the sum to which said plantation would have been entitled, provided said plantation had made claim therefor in due form to the commission on equalization of municipal war debts.

Inhabitants of
Riley plantation,
in favor of.

Resolved, That resolve entitled "resolve in favor of the inhabitants of Riley plantation, in the county of Oxford," approved February fifteen, one thousand eight hundred and seventy-one, is hereby repealed.

Approved February 22, 1871.

Chapter 246.

Resolves in relation to the binding of the acts and resolves of this state.

Resolved, That the special or private acts and resolves passed since eighteen hundred and sixty-eight, shall constitute the eleventh volume of each, and that the public acts passed since eighteen hundred and sixty-eight, shall constitute a volume.

Acts and resolves,
in relation to
binding of.

Resolved, That the secretary of state shall cause a title page, table of contents and general index, to be prepared for each volume; and that he cause the said acts and resolves to be substantially bound and properly lettered for the use of the executive and legislative departments of the government.

Title pages and
index.

Distribution of.

Resolved, That a sum not exceeding one hundred and fifty dollars be appropriated to defray the expenses of preparing said title page, table of contents and general index, to be paid under the direction of the governor and council.

Expenses, appro-
priation for.

Approved February 22, 1871.

Chapter 247.

Resolves in favor of a system of storm warnings in the State of Maine.

WHEREAS, By an act of congress passed at the last session, the secretary of war was authorized to establish a system of storm warnings, and believing that such a plan, if properly carried out, would be of much practical advantage to the industries of the country; therefore

Storm warnings,
in favor of.

CHAP. 248.

Resolved, That congress be requested, through the secretary of war, to test a system of storm warnings by means of the telegraph and signals in this state, for the benefit of agriculture and commerce and protection against floods.

Secretary of war
to be furnished
with copy of these
resolves.

Resolved, That a copy of these resolves be sent to the secretary of war, and also to each of our senators and representatives in congress, requesting them to use their influence in furtherance of the above design and the testing of the plan in our state.

Approved February 24, 1871.

Chapter 248.

Resolve relative to wrongs practiced upon Indians.

Indians, wrongs
practiced upon.

WHEREAS, The present new policy, introduced by the president and approved by congress, for the improvement and civilization of the various tribes of indians, based upon kindness, liberality and a prompt and faithful performance of our promises to them, commends itself to our attention as likely to be more effectual in establishing and preserving peaceful relations with them, than any course that has heretofore been pursued; and having met the past year with encouraging success; and the people of this state feeling a deep interest in the full success of this act of mercy and justice toward a long neglected and abused portion of our fellow beings; therefore,

Resolved, That our delegation in congress be informed of the united feeling and solid judgment of this legislature, for themselves and the people whom they represent, and that it will be in conformity with their wishes for them to use every reasonable effort to retrieve the wrongs practiced upon the indian, and to encourage and uphold the hands of the president in the prosecution of his peaceful policy.

Approved February 24, 1871.

Chapter 249.

Resolve in favor of reducing the state valuation of the town of Buckfield.

Valuation of
Buckfield reduced

Resolved, That the state valuation of the town of Buckfield be reduced to the amount of forty-five thousand dollars, and the valuation of the town of Paris be increased the amount of thirty thousand dollars, and the valuation of the town of Hartford be increased fifteen thousand dollars.

Approved February 24, 1871.

Chapter 250.

CHAP. 250.

• Resolve in favor of the town of Princeton.

Resolved, That the state treasurer be, and is hereby directed to pay to the treasurer of the town of Princeton, the sum of ninety-three dollars, it being for one-half of damage incurred by the breaking down of the bridge across the river between the town of Princeton and Indian township.

Town of Princeton, in favor of.

Approved February 24, 1871.

Chapter 251.

Resolve in favor of the state college of agriculture and the mechanic arts.

Resolved, That the sum of six thousand dollars is hereby appropriated out of any money in the treasury of the state, not otherwise appropriated, for the completion of the college buildings already begun, and the purchase of apparatus and furniture and other necessary expenditures for the use of the state college of agriculture and the mechanic arts, to be expended under the direction of the trustees of said college.

College of agriculture and mechanic arts, in favor of.

Approved February 24, 1871.

Chapter 252.

Resolve in favor of John H. Eveleth.

Resolved. That the land agent be and is hereby authorized to sell and convey lot D, in township number five, range thirteen, W. E. L. S., to John H. Eveleth, at a fair cash value, to be estimated by the land agent, and to deduct the road labor performed by said Eveleth at a cash value.

John H. Eveleth, in favor of.

Approved February 24, 1871.

Chapter 253.

Resolve authorizing the adjutant general to sell and dispose of the gun house and lot of land on which the same is situated, in the town of Milo.

Resolved, That the adjutant general is hereby authorized to sell the gun house and lot of land on which the same is situate, in the town of Milo, in the county of Piscataquis, to the inhabitants of said town, for such sum as he may think is reasonable and right.

Gun house and lot in Milo, sale of, authorized.

Approved February 24, 1871.

CHAP. 254.**Chapter 254.**

Resolve in favor of the town of Deering.

Town of Deering,
in favor of.

Resolved, That the secretary of state be and hereby is directed to furnish the town of Deering, as soon as may be after the act incorporating the same shall take effect, one copy of the revised statutes, one copy of Eastman's digest, one copy of Virgin's digest and supplemental digest, and such copies of acts and resolves, judicial reports and other official documents, furnished to towns according to the provisions of law, as are on hand and can be spared without injustice to other parties.

Approved February 24, 1871.

Chapter 255.

Resolve making an appropriation for the state library.

State library, in
favor of.

Resolved, That the sum of five hundred dollars, in addition to the sum allowed by law, be appropriated for the state library, to be expended as follows: four hundred dollars for the purchase of books and one hundred dollars for incidental expenses.

Approved February 24, 1871.

Chapter 256.

Resolve relating to the preservation of the colors in the rotunda of the capitol.

Colors in rotunda,
preservation of.

Resolved, That the governor and council be requested to obtain plans and make estimates of the cost and manner best adapted to preserve the colors and trophies of the late war, now in the rotunda of the state house, and report the same to the next legislature.

Approved February 24, 1871.

Chapter 257.

Resolve in favor of the insane hospital.

Insane hospital,
in favor of.

Resolved, That there be appropriated and paid out of the state treasury, the sum of five thousand dollars, to be expended under the superintendence and direction of the trustees of the insane hospital, for repairs of floors and fire engine, and also for pur-

chasing fire extinguishers and furniture for the wings and centre buildings. **CHAP. 258.**

Approved February 25, 1871.

Chapter 258.

Resolve in favor of Mrs. Isabella Fogg.

Resolved, By the senate and house of representatives in legislature assembled, That, recognizing the valuable services rendered during the war by Mrs. Isabella Fogg, and the inadequate sum allowed her for support in her crippled condition, we recommend the allowance by congress of such additional sum annually as upon investigation may be deemed fit.

Mrs. Isabella Fogg, in favor of.

Approved February 25, 1871.

Chapter 259.

Resolve in aid of rebuilding the bridge from Princeton to Indian township, in the county of Washington.

Resolved, That the land agent be authorized to expend five hundred dollars in aid of rebuilding and completing the bridge from Princeton to Indian township, in the county of Washington; *provided*, the town of Princeton raise an equal amount and rebuild said bridge to the acceptance of the land agent.

Bridge from Princeton to Indian township, in aid of.

Approved February 25, 1871.

Chapter 260.

Resolve in favor of the county of Aroostook.

Resolved, That the state treasurer be and he is hereby authorized and required to refund to the county of Aroostook, the sum of two hundred dollars, assessed in the year eighteen hundred and seventy, on lands owned by the state in township numbered eight, range five, west from the east line of the state, for the repair of the state road leading through said township, said sum having been drawn from the treasury of said county and expended for said purpose.

Aroostook, county of, in favor of.

Approved February 25, 1871.

CHAP. 261.**Chapter 261.**

Resolves providing for warming the state house by steam.

Appropriation for
warming state
house by steam.

Resolved, That the sum of seven thousand dollars be appropriated from the treasury of the state for furnishing the labor, material and apparatus necessary to the introduction of steam for warming the state house.

Governor and
council may
award contract,
&c.

Resolved, That the governor and council are hereby empowered to award the contract to the firm or person whose proposal they shall consider the most advantageous, style, quality and price being considered, and to make the necessary provision for the oversight and carrying out of any contract made by them, such contract to be completed on or before the first day of October next; and if on inspection the governor and council are satisfied that the work has been performed according to the terms of the contract, the governor shall draw his warrant upon the treasury for the payment of the same.

Contract to be
completed by 1st
day of October.

Approved February 25, 1871.

Chapter 262.

Resolve in favor of Perkins plantation in Franklin county.

Perkins planta-
tion, in favor of.

Resolved, That seven thousand dollars be deducted from the state valuation of Perkins plantation, and that the same be added to the valuation of the town of Carthage.

Approved February 25, 1871.

Chapter 263.

Resolve in aid of the military road.

Military road, in
aid of.

Resolved, That the sum of four hundred dollars be, and the same is hereby appropriated, for the repair of the military road, in the south half of township number two, range three; said sum to be expended under the direction of the land agent.

Approved February 25, 1871.

Chapter 264.**CHAP. 264.**

Resolve relating to certain literary institutions.

Resolved, That the state superintendent of common schools be directed to inquire into the standing and condition of the various chartered literary institutions of the state, the amount of funds now held in trust by them severally, the annual income of the same, and the uses made thereof; and to inquire specially what facilities are furnished by said institutions for the education of public school teachers, and what number of pupils in the past year have attended these institutions with special reference to becoming qualified to instruct in the public schools; and to communicate the result of his inquiries in his next annual report; but no additional compensation shall be allowed said superintendent for discharging said duty.

Literary institutions.

Approved February 25, 1871.

Chapter 265.

Resolve in favor of the joint standing committee on agriculture and the college of agriculture and the mechanic arts.

Resolved, That the state treasurer is hereby authorized and directed to pay Samuel F. Perley, the sum of one hundred eighty-eight dollars and fifty cents, it being for expenses incurred by the committee in visiting the college at Orono.

Committee on agriculture, &c., in favor of.

Approved February 25, 1871.

Chapter 266.

Resolve in aid of the road across Indian township, in the county of Washington.

Resolved, That the sum of five hundred dollars be, and the same is hereby appropriated, for repairing the road across Indian township, in the county of Washington, to be expended under the direction of the land agent.

Road across Indian township, in aid of.

Approved February 25, 1871.

Chapter 267.

Resolve in favor of the widow of the late major general Hiram G. Berry of Rockland.

Resolved, That the sum of five hundred and twenty-six dollars be paid out of the state treasury, to the widow of the late major

Widow of Gen. Berry, in aid of.

CHAP. 268.

general Hiram G. Berry, for moneys disbursed by him for and on account of members of the fourth Maine regiment, for necessary articles and supplies which were furnished by the said Berry to alleviate their sufferings, in furtherance of authority by the officials of the State of Maine.

Approved February 25, 1871.

Chapter 268.

Resolve in favor of the Bath Naval and Military Orphan Asylum.

Bath naval and
military orphan
asylum, in favor
of.

Resolved, That there be and hereby is appropriated the sum of three thousand dollars, for the benefit of the inmates of the Bath Naval and Military Orphan Asylum, the same to be expended under the direction of the governor and council.

Approved February 25, 1871.

Chapter 269.

Resolve in favor of James B. Leslie.

James B. Leslie,
in favor of.

Resolved, That the state treasurer is hereby authorized to pay to James B. Leslie, the sum of one hundred seventy-five dollars, for land in Mount Chase, taken from him by the state and sold; also that the land agent be authorized to deliver to said Leslie a note of hand dated November nineteen, eighteen hundred and sixty-seven, running to Levi B. Ricker, for the sum of forty-six dollars and seventeen cents.

Approved February 25, 1871.

Chapter 270.

Resolve in favor of the proprietors of the Eastern Argus.

Eastern Argus,
proprietors of,
in favor of.

Resolved, That there be paid out of the state treasury, to the proprietors of the Eastern Argus, for one hundred and sixty-five copies of the Daily Eastern Argus, furnished to the members of the legislature, the sum of one hundred and sixty-five dollars.

Approved February 25, 1871.

Chapter 271.**CHAP. 271.**

Resolve in favor of the correction of an error in the state valuation of the town of Oxford.

Resolved, That the state valuation of the town of Oxford be reduced the amount of eighteen thousand dollars, and the said amount be added to the present state valuation of the town of Norway.

State valuation of
Oxford, correction
of error in.

Approved February 25, 1871.

Chapter 272.

Resolve in favor of Jane A. Weeks.

Resolved, That the land agent be and he is hereby authorized to settle with Jane A. Weeks, for her claim against the state, for not receiving such land as she was entitled to by virtue of a resolve of the legislature of eighteen hundred and sixty-seven, approved February eighteenth, eighteen hundred and sixty-seven.

Jane A. Weeks,
in favor of.

Approved February 25, 1871.

Chapter 273.

Resolve in favor of Sprague, Owen and Nash.

Resolved, That there be paid out of the treasury to Sprague, Owen and Nash, for furnishing two hundred and sixty-three copies of the Daily Journal, on order of the legislature, and for advertising in the same, notices of the legislature and of its committees, seven hundred and seven dollars and fifty cents.

Sprague, Owen &
Nash, in favor of.

Approved February 25, 1871.

Chapter 274.

Resolves authorising a temporary loan.

Resolved, That to provide for the wants of the treasury, the treasurer of state be and he hereby is authorized to procure on the faith of the state, if he shall deem it necessary during the current year, a temporary loan of two hundred thousand dollars, or so much thereof as may be needed.

Loan authorised

Resolved, That the treasurer is hereby authorized to give notes in behalf of the state, at a rate of interest not exceeding six per

CHAP. 275. cent., and reimbursable at the pleasure of the state after sixty days and within twelve months from the date hereof, for such portions of the loan hereby authorized as may be found necessary.

Approved February 25, 1871.

Chapter 275.

Resolve to apportion the state for senators to the legislature.

Senatorial
districts.

Resolved, That for the fifty-first legislature and the succeeding legislatures to and including the year one thousand eight hundred and eighty-one, the state be and hereby is divided into sixteen districts for the choice of senators, and each district shall be entitled to elect the number of senators herein provided, for the term of ten years, in the manner prescribed by the constitution, to wit:

Apportionment of
senators.

The county of York shall form the first district, and be entitled to elect three senators.

The county of Cumberland shall form the second district, and be entitled to elect four senators.

The county of Oxford shall form the third district, and be entitled to elect two senators.

The county of Androscoggin shall form the fourth district, and be entitled to elect two senators.

The county of Franklin shall form the fifth district, and be entitled to elect one senator.

The county of Sagadahoc shall form the sixth district, and be entitled to elect one senator.

The county of Kennebec shall form the seventh district, and be entitled to elect two senators.

The county of Somerset shall form the eighth district, and be entitled to elect two senators.

The county of Piscataquis shall form the ninth district, and be entitled to elect one senator.

The county of Penobscot shall form the tenth district, and be entitled to elect four senators.

The county of Lincoln shall form the eleventh district, and be entitled to elect one senator.

The county of Knox shall form the twelfth district, and be entitled to elect one senator.

The county of Waldo shall form the thirteenth district, and be entitled to elect two senators.

The county of Hancock shall form the fourteenth district, and be entitled to elect two senators.

The county of Washington shall form the fifteenth district, and be entitled to elect two senators.

The county of Aroostook shall form the sixteenth district, and CHAP. 276.
be entitled to elect one senator.

Approved February 25, 1871.

Chapter 276.

Resolve authorizing the attorney general to adjust certain claims in favor of the state.

Resolved, That the attorney general may make such settlement of the claims of the state against John Wyman and Walter Brown, growing out of the transactions of B. D. Peck, as state treasurer, as shall be approved by the governor and council.

Attorney general
authorized to
adjust certain
claims.

Approved February 25, 1871.

Chapter 277.

Resolve in favor of the town of Phillips.

Resolved, That the sum of one thousand five hundred dollars be, and the same is hereby appropriated to aid in building bridges in the town of Phillips, in the county of Franklin, to be expended under the direction of the land agent; *provided*, said town shall raise and expend an equal amount for like purposes.

Town of Phillips,
in favor of.

Approved February 25, 1871.

Chapter 278.

Resolve in aid of the children's home in Bangor.

Resolved, That there be paid out of any moneys in the treasury, not otherwise appropriated, the sum of two thousand dollars, to the trustees of the children's home in Bangor, and the governor is authorized to draw his warrant on the treasury therefor.

Children's home,
in aid of.

Approved February 25, 1871.

Chapter 279.

Resolve in aid of the erection of a chapel building for the insane hospital.

Resolved, That there be appropriated and paid out of the state treasury, the sum of twelve thousand five hundred dollars, to be

Chapel building
for insane hospi-
tal, in aid of.

CHAP. 280. expended by the trustees of the insane hospital, under the direction and supervision of the governor and council, for the erection of a suitable building for a chapel and other necessary purposes.

Approved February 25, 1871.

Chapter 280.

Resolve relating to an industrial school for girls.

Industrial school
for girls, relating
to.

Resolved, That a commission be appointed by the governor and council to devise a plan for an industrial school for girls on the family system, and invite proposals of lands and money for the establishment of the same, and report thereon to the next legislature, with a recommendation as to location, and the appropriation necessary on the part of the state to put in operation one school on the plan abovementioned; *provided*, the whole expense of the commission shall not exceed one hundred dollars.

Approved February 25, 1871.

Chapter 281.

Resolve relative to the normal school at Castine.

Normal school,
Castine, in aid of.

Resolved, That the sum of fifteen thousand dollars be and hereby is appropriated, for the purchase or erection of a suitable school building for the eastern normal school, to be expended under the direction of the governor and council.

Approved February 25, 1871.

Chapter 282.

Resolve in favor of the land agent to reimburse him certain moneys paid out in behalf of the Swedish colony.

Land agent, in
favor of.

Resolved, That there be appropriated and paid out of the state treasury, the sum of twelve thousand one hundred twenty-four dollars and seventy-four cents, to reimburse the land agent for expenses incurred by him, on account of the Swedish colony; *provided*, that all the accounts of the land agent for said expenses be first audited by the governor and council; and that such further sum or sums of money be paid said land agent, as the governor and council may decide he is entitled to receive on account of his

services, disbursements and interest on private funds advanced in CHAP. 283.
behalf of said colony.

Approved February 25, 1871.

Chapter 283.

Resolves fixing the number of copies of certain reports to be printed at the expense of the state.

Resolved, That the number of copies of the following reports, to be printed annually hereafter at the expense of the state, shall be as follows, viz: report of attorney general, fifteen hundred; of treasurer of state, fifteen hundred; of adjutant general, one thousand; of land agent, one thousand; of librarian, one thousand; of bank examiner, one thousand; of insurance commissioner, twenty-five hundred; of commissioner of fisheries, fifteen hundred; of railroad commissioners, one thousand; of warden and inspectors of state prison, fifteen hundred; of trustees and superintendent of reform school, fifteen hundred; of trustees and superintendent of insane hospital, fifteen hundred; of trustees of the college of agriculture and the mechanic arts, one thousand; of the secretary of the board of agriculture, ten thousand; of superintendent of common schools, seven thousand.

Reports, printing
and distribution
of.

Resolved, That all acts and parts of acts, resolves and parts of resolves, inconsistent herewith, are hereby repealed.

Approved February 25, 1871.

Chapter 284.

Resolve relating to the inmates of the reform school.

Resolved, That the governor and council are authorized to inquire into the condition of the inmates of the reform school, and make such provision for them as may be necessary for their comfort, in food, drink, clothing, beds and bedding; and also as to the hours of labor to be performed by them, and the hours to be spent for educational purposes, and the hours for rest and sleep; and to require the superintendent of said school to conform to such rules and regulations as they may direct as to all matters contained herein.

Governor and
council authorized
to inquire into
condition of
inmates of reform
school.

Approved February 25, 1871.

Chapter 285.

Resolve in favor of the state reform school.

Reform School, in
favor of.

Resolved, That the sum of eleven thousand nine hundred fifty dollars, for the ordinary expenses of the school; to make additions to the library, one hundred dollars; for introducing steam-heating apparatus, five thousand three hundred twenty-five dollars; making in all, seventeen thousand three hundred and seventy-five dollars, be and is hereby appropriated for the benefit of the state reform school, for the fiscal year ending in the year of our Lord one thousand eight hundred and seventy-two.

Approved February 27, 1871.

Chapter 286.

Resolve to apportion one hundred and fifty-one representatives among the several counties, cities, towns, plantations and classes, in the State of Maine.

Representative
apportionment.

Androscoggin.

Resolved, That for the fifty-first legislature, and the succeeding legislatures to and including that of the year one thousand eight hundred and eighty-one, the county of Androscoggin shall choose nine representatives, to be apportioned as follows, to wit:

Lewiston, three; Auburn, two; Durham, Lisbon and Webster, one; Minot and Poland, one; Turner and Livermore, one; East Livermore Greene, Leeds and Wales, one.

Aroostook.

The county of Aroostook shall choose seven representatives, to be apportioned as follows:

Amity, Hodgdon, Linneus, Orient, Weston, and the plantations of Bancroft, Greenwood, Haynesville, number eleven range one, Oakfield, Glenwood, and all that portion of Aroostook county lying south of the north line of Oakfield, Linneus and Hodgdon, and east of the west line of the third range, one; Houlton, Littleton, Monticello, Ludlow, New Limerick, and the townships B and C in the second range, one; Bridgewater, Mars Hill, Easton, Presque Isle, Maysville, and the plantations of Alva, Castle Hill, Mapleton, Westfield, and the townships D and E in the second range, and numbers nine, ten and eleven in the third range, one; Fort Fairfield, Limestone, Lyndon, Washburn, and the plantations of Perham, Woodland, and township number fifteen in the third range, one; Madawaska, Grant Isle, the plantations of Hamlin, Van Buren, Cyr, and all that portion of Aroostook county lying east of the west line of range three, and north of the north line of Limestone, Lyndon, and number fifteen in the third range, one; Sherman, Smyrna, Masardis, Dalton, and the plantations of Crystal, Island Falls, Portage Lake, and all other plantations and townships in

Aroostook county lying south of the north line of Portage Lake plantation, and west of the west line of the third range, except Castle Hill plantation, one; Frenchville and Fort Kent, and all the remaining portion of Aroostook county not included in any other district, one.

The county of Cumberland shall choose twenty representatives, Cumberland. to be apportioned as follows :

Portland, five; Cape Elizabeth, one; Westbrook, one; Deering, one; Brunswick, one; Gorham, one; Bridgton, one; Windham, one; Pownal and Freeport, one; Harrison, Otisfield and Casco, one; Baldwin and Standish, one; Gray and New Gloucester, one; Falmouth and Cumberland, one; Scarborough and Harpswell, one; Raymond, Naples and Sebago, one; Yarmouth and North Yarmouth, one.

The county of Franklin shall choose five representatives, to be Franklin. apportioned as follows :

Farmington, Perkins plantation and Washington plantation, one; Chesterville, New Sharon, Industry and Temple, one; Wilton, Jay and Carthage, one; Phillips, Weld, Avon and Strong, one; New Vineyard, Freeman, Kingfield, Salem, Madrid, Rangely, Rangely plantation, number six plantation, Greenvale plantation, letter E plantation, Eustis plantation, Long plantation, Dallas plantation, Copelin plantation, and all other territory not included in any other district, one.

The county of Hancock shall choose nine representatives, to be Hancock. apportioned as follows :

Ellsworth, one; Bucksport and Verona, one; Orland, Castine and Brooksville, one; Penobscot, Sedgwick, Brooklin and Long Island, one; Bluehill, Surry and Dedham, one; Mt. Desert, Eden, Tremont and Cranberry Isle, one; Deer Isle, Swan Isle, and all other islands in said county not included in any other district, one; Gouldsborough, Sullivan, Franklin, Eastbrook and townships and plantations number seven, eight, nine, ten and twenty-one, one; Trenton, Lamoine, Hancock, Waltham, Mariaville, Otis, Amherst, Aurora, plantation number thirty-three, and all other plantations and townships not included in any other district, one.

The county of Kennebec shall choose thirteen representatives, Kennebec. to be apportioned as follows :

Readfield, Mt. Vernon and Vienna, one; Winthrop, Wayne and Fayette, one; Hallowell and Chelsea, one; Manchester, Litchfield and Monmouth, one; Gardiner, one; Pittston, West Gardiner and Farmingdale, one; Augusta, two; China, Albion, Clinton Gore and Unity plantation, one; Vassalbrough and Windsor, one; Benton, Clinton and Winslow, one; Sidney, Belgrade and Rome, one; Waterville, one.

CHAP. 286.**Knox.**

The county of Knox shall choose eight representatives, to be apportioned as follows :

Camden, one ; North Haven, Vinalhaven and South Thomaston, one ; St. George, Cushing and Friendship, one ; Thomaston, Matinicus, Muscle Ridge, Otter and Cranberry islands, one ; Appleton, Washington and Hope, one ; Union and Warren, one ; Rockland, two.

Lincoln.

The county of Lincoln shall choose six representatives, to be apportioned as follows :

Wiscasset, Dresden and Edgcomb, one ; Boothbay, Westport and Southport, one ; Newcastle, Nobleborough, Alna and Somerville, one ; Damariscotta, Bristol and Monhegan, one ; Whitefield, Jefferson and Bremen, one ; Waldoborough, Muscongus, Musk and Cow islands, one.

Oxford.

The county of Oxford shall choose eight representatives, to be apportioned as follows :

Paris, Greenwood, Hamlin grant and Milton plantation, one ; Norway, Waterford, Albany, Stoneham and Mason, one ; Buckfield, Hebron and Oxford, one ; Hiram, Denmark, Lovel and Sweden, one ; Porter, Brownfield, Fryeburg and Stow, one ; Canton, Hartford, Peru, Sumner and Franklin plantation, one ; Rumford, Dixfield, Mexico, Woodstock, Hanover, Byron and Roxbury, one ; Bethel, Gilead, Grafton, Newry, Andover, Andover North and West Surplus, Upton, Lincoln plantation, number five range one, Riley plantation, Fryeburg Academy grant and Letter C, one.

Penobscot.

The county of Penobscot shall choose eighteen representatives, to be apportioned as follows :

Bangor, three ; Hampden and Veazie, one ; Oldtown, one ; Orono and Glenburn, one ; Brewer and Orrington, one ; Dexter and Corinna, one ; Exeter and Garland, one ; Newburg, Dixmont and Etna, one ; Hermon, Carmel and Levant, one ; Newport, Stetson and Plymouth, one ; Charleston, Bradford and Lagrange, one ; Corinth, Hudson, Kenduskeag and Alton, one ; Holden, Clifton, Eddington, Bradley, Milford and Greenbush, one ; Springfield, Lee, Carrol, Prentiss, Winn, Mattawamkeag, Independence plantation, Webster plantation, Lakeville plantation, number three range one, number five range one and number seven range four, one ; Passadumkeag, Lowell, Burlington, Enfield, Mattamiscotis, Howland, Edinburg, Maxfield, Argyle, Greenfield, number one south of Lowell, number two south of Burlington, number three range three, and number two range three north of Maxfield and Mattamiscotis, one ; Lincoln, Patten, Mt. Chase, Chester, and all remaining territory in Penobscot county not included in any other district, one.

The county of Piscataquis shall choose three representatives, to be apportioned as follows : CHAP. 286.

Piscataquis.

Dover, Sangerville and Parkman, one; Atkinson, Milo, Orneville, Medford, Brownville, Sebec, Williamsburg, Barnard, Bowerbank plantation, Katahdin Iron Works plantation, and all townships and plantations north of these, one; Foxcroft, Guilford, Abbot, Monson, Blanchard, Kingsbury, Wellington, Shirley, Greenville, Howard plantation, Elliotsville plantation, and all other territory not included in any other district, one.

The county of Sagadahoc shall choose four representatives, to be apportioned as follows : *Sagadahoc.*

Bath, one; Arrowsic, Georgetown, Phipsburg and Woolwich, one; West Bath, Topsham and Bowdoinham, one; Richmond, Bowdoin and Perkins, one.

The county of Somerset shall choose eight representatives, to be apportioned as follows : *Somerset.*

Fairfield, Smithfield and Mercer, one; Anson, Norridgewock and Starks, one; New Portland, Madison and Solon, one; Skowhegan and Detroit, one; Palmyra, Pittsfield and Canaan, one; Hartland, St. Albans, Ripley and Cambridge, one; Harmony, Athens, Cornville and Embden, one; Moscow, Concord, Bingham, Mayfield, Lexington, Brighton, Dead River, Flagstaff, Moose River, West Forks, The Forks, and all the plantations in Somerset county, one.

The county of Waldo shall choose eight representatives, to be apportioned as follows : *Waldo.*

Belfast, one; Searsport and Stockton, one; Winterport and Frankfort, one; Islesborough, Northport and Lincolnville, one; Prospect, Monroe, Jackson and Troy, one; Brooks, Waldo, Morrill, Belmont, Knox and Swanville, one; Burnham, Unity, Thorndike and Palermo, one; Montville, Searsmont, Liberty and Freedom, one.

The county of Washington shall choose ten representatives, to be apportioned as follows : *Washington.*

Cherryfield, Steuben, Millbridge, Beddington, Deblois and Devereux, one; Columbia, Columbia Falls, Machias, Northfield, number eighteen, middle division, East Machias, Marshfield, Whitneyville, Wesley, Crawford, Alexander, number eighteen and number nineteen, east division, one; Machiasport, Cutler, Whiting, Trescott, Marion, Cooper, number fourteen, east division, one; Harrington, Addison, Jonesport, Jonesborough and Centreville, one; Lubec, Edmunds, Dennysville, Charlotte and Meddybemps, one; Pembroke, Perry and Robbinston, one; Eastport, one; Calais, one; Baring, Danforth, Princeton, Baileyville, Topsfield, number twenty-one, north division, plantation, Codyville, Jackson Brook, Talmadge, Waite, number seven range two, number nine range four, and all other plantations not included in any other district, one.

CHAP. 287.

York.

The county of York shall choose fifteen representatives, to be apportioned as follows :

Acton, Newfield and Shapleigh, one ; Berwick and North Berwick, one ; Biddeford, two ; Buxton and Hollis, one ; Cornish and Parsonsfield, one ; Dayton and Kennebunkport, one ; Eliot and South Berwick, one ; Lyman and Limington, one ; Kennebunk and Alfred, one ; Kittery, one ; Waterborough and Limerick, one ; Saco, one ; Sanford and Lebanon, one ; Wells, for the years eighteen hundred and seventy-two, eighteen hundred and seventy-four, eighteen hundred and seventy-six, eighteen hundred and seventy-eight and eighteen hundred and eighty, one ; York, for the years eighteen hundred and seventy-three, eighteen hundred and seventy-five, eighteen hundred and seventy-seven, eighteen hundred and seventy-nine and eighteen hundred and eighty-one, one.

Approved February 27, 1871.

Chapter 287.

Resolve in reference to the distribution of the revised statutes.

Revised statutes,
distribution of.

Resolved, That the secretary of state is hereby directed to distribute one copy of the revised statutes of eighteen hundred and seventy-one, when completed and ready for distribution, to each member of the present legislature and the respective officers thereof.

Approved February 27, 1871.

Chapter 288.

Resolves in relation to the valuation of certain towns and plantations in Aroostook county, and for the abatement of taxes therein.

Valuation of cer-
tain towns and
plantations in
Aroostook co.

Resolved, That the state valuation of Grant Isle, shall be forty thousand eight hundred and sixty-five dollars ; of the town of Madawaska, sixty-five thousand one hundred and fifty-five dollars ; of Frenchville, eighty thousand six hundred dollars ; of Fort Kent, sixty-five thousand three hundred and fifty-seven dollars ; of Van Buren plantation, forty-six thousand two hundred and thirty-three dollars ; of the plantation of Hamlin, twenty-eight thousand two hundred and eighteen dollars ; of Limestone, twenty-seven thousand six hundred and forty-seven dollars ; of plantation number eleven, range one, twenty thousand three hundred and fifty dollars ; of the plantation of Alva, thirty-five thousand and ninety-

three dollars; of the plantation of Castle Hill, twenty thousand and fifty-three dollars; of the plantation of Mapleton, twenty-eight thousand seven hundred and seven dollars; of the plantation of Woodland, fourteen thousand four hundred and seventy-four dollars; of the plantation of Oakfield, twenty-five thousand and sixty-eight dollars; of the plantation of Perham, twelve thousand nine hundred and five dollars. CHAP. 289.

Resolved, That the state treasurer is required to abate so much of the state tax for eighteen hundred and seventy, of each of the above named towns and plantations, as will make it correspond with the above valuation. Abatement of taxes.

Approved February 27, 1871.

Chapter 289.

Resolves in favor of the state prison.

Resolved, That the sum of five hundred fifty dollars and twelve cents, to cover the deficit of last year; also two thousand four hundred forty-two dollars and eighty-eight cents, for general repairs and construction; also seven thousand dollars, for the purchase or building of dwelling-houses, making in all ten thousand dollars, be and hereby is appropriated for the benefit of the state prison. State prison, in favor of.

Resolved, That the warden of the state prison, with the advice of the inspectors and approval of the governor and council, is authorized to purchase land and dwelling-houses for the subordinate officers of the prison.

Approved February 27, 1871.

Chapter 290.

Resolve in favor of the proprietors of the Portland Press.

Resolved, That there be paid from the state treasury, the sum of twenty-two and fifty one-hundredths dollars, for eighteen copies of Portland Daily Press, for use of the senate. Portland Press, in favor of.

Approved February 27, 1871.

CHAP. 291.

Chapter 291.

Resolve in favor of the secretary of the senate.

Secretary of senate,
in favor of.

Resolved, That there be paid out of the treasury, to Samuel W. Lane, secretary of the senate, for furnishing seven copies daily of the Bangor Daily Whig and Courier, one copy daily of the Lewiston Journal, and five copies of the Maine Standard, to members of the senate during the present session, thirteen dollars and seventy-five cents.

Approved February 27, 1871.

PAY ROLL of the members and officers of the House of Representatives of the fiftieth legislature, at the session held at Augusta, commencing on the fourth day of January, and ending on the twenty-seventh day of February, in the year of our Lord one thousand eight hundred and seventy-one.

COUNTY OF ANDROSCOGGIN.

TOWNS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
Auburn.....	Jeremiah Dingley.....	65	150	\$163 00
Danville.....	James Wagg.....	65	150	163 00
Durham.....	John D. Osgood.....	65	150	163 00
East Livermore....	Cyrus Knapp.....	90	150	168 00
Lewiston.....	Henry A. Osgood.....	60	150	162 00
	Roscoe C. Reynolds.....	60	150	162 00
Poland.....	Luther Perkins.....	85	150	167 00
Turner.....	James M. Fish.....	75	150	165 00
				1,313 00

COUNTY OF AROOSTOOK.

Dalton.....	Ansel T. Moores.....	260	150	202 00
Fort Fairfield.....	Isaac Hacker.....	245	150	199 00
Houlton.....	Eben Woodbury.....	190	150	188 00
No. 11, R. 1.....	William Reed.....	205	150	191 00
Presque Isle.....	Daniel Stickney.....	240	150	198 00
Van Buren.....	Peter C. Keegan.....	280	150	206 00
				1,184 00

COUNTY OF CUMBERLAND.

CHAP. 292.

TOWNS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
Baldwin	Hiram Getchell.....	95	150	\$169 00
Brunswick.....	Marshall Cram.....	30	150	156 00
Cape Elizabeth.....	Henry Nutter.....	70	150	164 00
Freeport.....	Henry C. Brewer.....	45	150	159 00
Gorham.....	Frederick Robie.....	75	150	165 00
Gray.....	Henry T. Simpson.....	80	150	166 00
Harrison.....	Albert Gray.....	115	150	173 00
Portland.....	Henry H. Burgess.....	65	150	163 00
	Percival Bonney.....	65	150	
	Same, as Speaker <i>pro tem.</i>		22	185 00
	Nathan Cleaves.....	65	150	163 00
	Charles H. Haskell.....	65	150	163 00
North Yarmouth....	Samuel Skillen.....	60	150	162 00
Otisfield.....	David S. Andrews.....	105	150	171 00
Pownal.....	Isaac S. Brown.....	60	150	162 00
Raymond.....	Orrin B. Lane.....	90	150	168 00
Sebago.....	Luther Fitch.....	90	150	168 00
Westbrook.....	Fabius M. Ray.....	65	150	163 00
Windham.....	John C. Cobb.....	80	150	166 00
				2,986 00

COUNTY OF FRANKLIN.

Farmington.....	Frederick C. Perkins.....	90	150	168 00
New Sharon.....	Augustus F. Holt.....	110	150	172 00
Phillips.....	Samuel F. Hinkley.....	115	150	173 00
Temple.....	Albion K. P. Green.....	100	150	170 00
Wilton.....	Leonard F. Green.....	95	150	169 00
				852 00

COUNTY OF HANCOCK.

Bluehill.....	William Hopkins.....	115	150	173 00
Deer Isle.....	Aaron B. Raynes.....	135	150	177 00
Eastbrook.....	John S. Parsons.....	120	150	174 00
Eden.....	Fountain Rodick.....	120	150	174 00
Ellsworth.....	Samuel K. Whiting.....	100	150	170 00
Orland.....	Isaac Partridge.....	100	150	170 00
Penobscot.....	Leander A. Snowman.....	110	150	172 00
Trenton.....	Kittredge K. Thompson....	110	150	172 00
Verona.....	Avery Whitmore.....	100	150	170 00
				1,552 00

COUNTY OF KENNEBEC.

Augusta.....	William T. Johnson.....	5	150	151 00
	John W. Chase.....		5	150
Belgrade.....	Charles W. Stewart.....	10	150	152 00
China.....	George F. Clark.....	15	150	153 00

COUNTY OF KENNEBEC, (CONTINUED.)

TOWNS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
Clinton.....	John F. Lamb	80	150	156 00
Gardiner.....	D. C. Palmer	10	150	152 00
Hallowell.....	Ariel Wall.....	5	150	151 00
Monmouth.....	James G. Blossom.....	15	150	153 00
Mt. Vernon.....	Calvin Hopkins	25	150	155 00
Waterville.....	Solyman Heath.....	20	150	154 00
West Gardiner.....	Phineas S. Hodgdon.....	10	150	152 00
Windsor.....	Horace Colburn.....	15	150	153 00
Winthrop.....	Albion P. Snow	10	150	152 00
				1,985 00

COUNTY OF KNOX.

Camden.....	Edward Cushing.....	60	150	162 00
Rockland.....	Sidney M. Bird.....	50	150	160 00
	Theodore E. Simonton.....	50	150	160 00
South Thomaston.....	John A. Emery.....	50	150	160 00
St. George.....	Josiah Whitehouse.....	50	150	160 00
Thomaston.....	Edmund Wilson.....	40	150	158 00
Union.....	Levi V. Hastings.....	35	160	157 00
Washington.....	Hiram Bliss, Jr.....	35	150	157 00
				1,274 00

COUNTY OF LINCOLN.

Bristol.....	Joseph Ervine.....	75	150	165 00
Damariscotta.....	George S. Berry	60	150	162 00
Newcastle.....	Dennis Mahoney.....	55	150	161 00
Waldoborough.....	Isaac Reed.....	35	150	157 00
Westport.....	Levi S. Heal.....	55	150	161 00
Whitefield.....	Jason M. Carleton.....	15	150	153 00
Wiscasset.....	Isaac T. Hobson.....	45	150	159 00
				1,118 00

COUNTY OF OXFORD.

Bethel.....	Moses C. Foster	110	150	172 00
	G. A. Hastings, <i>Contestant</i>	110	80	102 00
Brownfield.....	Nathaniel Hill, Jr.....	110	150	172 00
Buckfield.....	Nahum Moore.....	95	150	169 00
Canton.....	Gideon Ellis, Jr.....	105	150	171 00
Denmark.....	William Bean.....	105	150	171 00
Norway.....	George P. Jones.....	100	150	170 00
Paris.....	Henry E. Hammond.....	100	150	170 00
Rumford.....	Jonathan K. Martin.....	125	150	175 00
Sweden.....	Joseph Knight.....	120	150	174 00
				1,646 00

COUNTY OF PENOBSCOT.

CHAP. 292.

TOWNS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
Bangor.....	Abraham Sanborn.....	75	150	\$165 00
	James F. Rawson.....	75	150	165 00
	Philo A. Strickland.....	75	150	165 00
Brewer.....	Jasper Hutchings.....	80	150	166 00
Carmel.....	Benjamin Robinson.....	60	150	162 00
Charleston.....	Cornelius H. Norcross.....	100	150	170 00
Corinth.....	John C. Blanchard.....	100	150	170 00
Dexter.....	Nathaniel Dustin.....	65	150	163 00
Eddington.....	George S. Comins.....	90	150	168 00
Etna.....	Daniel Buswell, Jr.....	65	150	163 00
Garland.....	Andrew M. Haskell.....	75	150	165 00
Greenfield.....	Andrew F. White.....	140	150	178 00
Lincoln.....	William C. Clark.....	120	150	174 00
Newport.....	Elijah Wyman.....	50	150	160 00
Oldtown.....	George P. Sewall.....	90	150	168 00
Orono.....	John W. Atwell.....	80	150	166 00
Springfield.....	Philip O. Jones.....	170	150	184 00
Veazie.....	Wyatt Weed.....	80	150	166 00
				3,018 00

COUNTY OF PISCATAQUIS.

Dover.....	Elbridge A. Thompson.....	80	150	166 00
Milo.....	James L. Bishop.....	115	150	173 00
Monson.....	Aretas Chapin.....	125	150	175 00
				514 00

COUNTY OF SAGadahoc.

Bath.....	James T. Patten.....	45	150	159 00
	Michael F. Gannett.....	45	150	159 00
Phippsburg.....	Charles V. Minot.....	55	150	161 00
Richmond.....	James M. Hagar.....	15	150	153 00
Topsham.....	Daniel F. Potter.....	35	150	157 00
				789 00

COUNTY OF SOMERSET.

Harmony.....	Darius H. Bartlett.....	60	150	162 00
Madison.....	William Hayden.....	45	150	159 00
Mercer.....	Seth H. Willard.....	55	150	161 00
Moseow.....	Josiah H. Goodrich.....		150	150 00
New Portland.....	John Winter.....	70	150	164 00
Norridgewock.....	Joseph Taylor.....	45	150	159 00
Palmyra.....	Nathaniel Andrews.....	50	150	160 00
Skowhegan.....	George W. Hathaway.....	40	150	158 00
				1,273 00

COUNTY OF WALDO.

TOWNS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
Belfast.....	Willard P. Harriman.....	65	150	\$163 00
Lincolntown	Henry Crehore.....	75	150	165 00
Monroe.....	Asher H. Mayo.....	90	150	168 00
Morrill.....	Thomas Storer.....	70	150	164 00
Searsmont.....	James Severance.....	65	150	163 00
Searsport.....	Isaac Carver.....	70	150	164 00
Thorndike.....	Joseph Sayward.....	45	150	159 00
Unity.....	William Taber.....	35	150	157 00
Winterport.....	George White.....	90	150	168 00
				1,471 00

COUNTY OF WASHINGTON.

Addison	Nathaniel N. Wass.....	175	150	185 00
Calais	F. A. Pike.....	210	150	192 00
Columbia.....	George B. Drisko.....	170	150	184 00
Dennysville.....	Daniel K. Hobart.....	230	150	196 00
East Machias.....	James R. Talbot.....	175	150	185 00
Eastport	Joseph Anderson, Jr.....	265	150	203 00
Machiasport.....	Arthur Moore.....	200	150	190 00
Milbridge.....	George Googins.....	150	150	180 00
Pembroke.....	William Wadsworth.....	270	150	204 00
Topsfield.....	William W. Clook.....	200	150	190 00
				1,909 00

COUNTY OF YORK.

Acton.....	Samuel A. Stackpole.....	135	150	177 00
Alfred	Caleb B. Lord.....	90	150	168 00
Berwick.....	George S. Goodwin.....	105	150	171 00
Biddeford.....	John Q. Adams.....	80	150	166 00
	John H. Burnham.....	80	150	166 00
Buxton.....	Thomas H. Berry.....	85	150	167 00
Eliot.....	James G. Jenkins.....	120	150	174 00
Kennebunkport.....	Enoch Cousens.....	95	150	169 00
Kittery.....	Joshua H. Sanborn.....	125	150	175 00
Limington.....	Samuel M. Bradbury.....	100	150	170 00
Parsonsfield.....	Harrison G. O. Smith.....	110	150	172 00
Saco.....	Edwin B. Smith, <i>Speaker</i> ...	80	300	316 00
Sanford.....	Simon Tibbetts.....	105	150	171 00
Waterborough.....	David Deering.....	90	150	168 00
York.....	Joseph Bragdon.....	130	150	176 00
				2,706 00

OFFICERS.

CHAP. 292.

OFFICE.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
<i>Clerk</i>	S. J. Chadhourne.....	75	\$300	\$315 00
	Making up Journal.....		300	300 00
	Indexing.....		125	125 00
<i>Ass't Clerk</i>	Z. A. Smith.....	40	275	283 00
	Extra services as Clerk...		20	20 00
<i>Messenger</i>	Charles E. Avery.....	10	36	38 00
	J. B. Walker.....	75	225	240 00
	Extra pay as Folder.....		35	35 00
<i>1st Ass't do</i>	David C. Lombard.....	45	225	234 00
<i>2d do. do</i>	Lyman B. Kimball.....	25	225	230 00
<i>Page</i>	B. Harry Hawes.....	15	150	153 00
	Jabez Marriner.....			20 00
<i>Reporter</i>	Frank A. Small.....	5	275	276 00
	Services as Ass't Clerk...		25	25 00
				2,294 00

CHAPLAINS.

Rev. Mr. Martin.....	\$5 00
" Ricker.....	5 00
" Moor.....	5 00
" Quinby.....	5 00
" Sargent.....	5 00
" Emerick.....	5 00
" Penney.....	5 00
" Drew.....	5 00
" Upjohn.....	5 00
" Cram.....	5 00
" Cortiss.....	5 00
" Storrs.....	5 00
" Fuller.....	5 00
" Crane.....	5 00
" Heath.....	5 00
" Stockbridge.....	5 00
" Park.....	5 00
" Paine.....	5 00
" Morse.....	5 00
" Leffingwell.....	5 00
" Herring.....	5 00
" Hathaway.....	5 00
" Osgood.....	5 00
	115 00

RECAPITULATION.

Androscoggin.....	\$1,813 00
Aroostook.....	1,184 00
Cumberland.....	2,986 00
Franklin.....	852 00
Hancock.....	1,552 00
Kennebec.....	1,985 00
Knox.....	1,274 00
Lincoln.....	1,118 00
Oxford.....	1,646 00
Penobscot.....	3,018 00
Piscataquis.....	514 00
Sagadahoc.....	789 00
Somerset.....	1,273 00
Waldo.....	1,471 00
Washington.....	1,909 00
York.....	2,706 00
	<hr/>
	\$25,590 00

Chapter 292.

Resolve on the pay roll of the house.

Pay roll of house
of representatives.

Resolved, That there be paid out of the treasury of the state to the several persons named in the foregoing pay roll, the sum set against their names respectively, amounting to the sum of twenty-seven thousand nine hundred and ninety-nine dollars.

Approved February 27, 1871.

PAY ROLL of the members and officers of the senate of the CHAP. 293.
fiftieth legislature, at the session held at Augusta, commencing
on the fourth day of January, and ending on the twenty-seventh
day of February, in the year of our Lord one thousand eight
hundred and seventy-one.

DISTRICTS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
<i>First</i>	Joseph C. Roberts.....	105	150	171 00
	John B. Nealley	115	150	173 00
	Joseph Hobson	85	150	167 00
<i>Second</i>	Marquis D. L. Lane	85	150	167 00
	Same, as President <i>pro tem.</i>			4 00
	Henry Carvill.....	30	150	156 00
	Samuel F. Perley.....	95	150	169 00
	Charles J. Morris	60	150	162 00
<i>Third</i>	Thomas P. Cleaves.....	115	150	173 00
	Same, as President <i>pro tem.</i>			4 00
	Otis Hayford, Jr.....	110	150	172 00
<i>Fourth</i>	Daniel Holland.....	50	150	160 00
<i>Fifth</i>	Edwin R. French.....	75	150	165 00
<i>Sixth</i>	Joseph W. Spaulding.....	20	150	154 00
<i>Seventh</i>	Joshua Gray.....	10	150	152 00
	George E. Minot.....	20	150	154 00
	Reuben Foster.....	25	150	155 00
	Same, as President <i>pro tem.</i>			4 00
<i>Eighth</i>	Franklin R. Webber.....	65	150	163 00
	Moses French.....	55	150	161 00
<i>Ninth</i>	John G. Mayo	125	150	175 00
<i>Tenth</i>	Timothy Fuller.....	125	150	175 00
	Charles Buffum, <i>President</i> ..	80	300	316 00
	John B. Nickels.....	100	150	170 00
<i>Eleventh</i>	Samuel E. Smith.....	55	150	161 00
<i>Twelfth</i>	Edwin Smith, Jr	60	150	162 00
	Ruggles S. Torrey.....	95	150	169 00
<i>Thirteenth</i>	Thomas W. Vose.....	90	150	168 00
	Same, as President <i>pro tem.</i>			4 00
	Nehemiah Smart.....	70	150	164 00
<i>Fourteenth</i>	Hiram S. Bartlett	110	150	172 00
	Sylvanus T. Hinks	95	150	169 00

MEMBERS OF SENATE, (CONTINUED.)

DISTRICTS.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
<i>Fifteenth</i>	Daniel T. Sawyer	175	150	185 00
	Putnam Rolfe	205	150	191 00
<i>Sixteenth</i>	David Dudley	235	150	197 00

OFFICERS.

OFFICE.	NAMES.	Miles travel.	Amount for attendance.	Am't for travel and attendance.
Secretary.....	Samuel W. Lane	5	300	301 00
	Same, for making up Journal and filing papers.....			300 00
	For indexing.....			125 00
Ass't Secretary.	Herbert M. Heath.....	10	250	252 00
Messenger.....	Jabez Marriner	65	225	238 00
	Same, for extra services....			50 00
Ass't Messenger	James H. Banks	45	225	234 00
Page.....	Harry V. Rutherford	5	150	151 00
Reporter	George E. Brackett.....	65	295	308 00

CHAPLAINS.

Rev. Mr. Martin.....	\$9 00
" Cram	9 00
" Upjohn	12 00
" Moor	9 00
" Penney	12 00
" Ricker	9 00
" Emerick.....	6 00
" Sargent.....	6 00
" Drew	3 00
" Quinby.....	6 00
" French.....	9 00
" Heath	6 00
" Fuller	6 00
" Cortiss.....	6 00
" Herring.....	6 00
" Leffingwell.....	6 00
" Morse	6 00
" Paine.....	3 00
" Park.....	6 00
" Stockbridge	6 00

Chapter 293.

CHAP. 298.

Resolve on the pay roll of the senate.

Resolved, That there be paid to the several persons named in the foregoing pay roll, the sums set against their names respectively, amounting in the whole to the sum of seven thousand four hundred and sixty-four dollars. Pay roll of senate.

Approved February 27, 1871.

STATE OF MAINE.

OFFICE OF SECRETARY OF STATE, }
Augusta, June 1, 1871. }

I hereby certify that the acts and resolves contained in this pamphlet have been carefully compared with the originals deposited in this office, and appear to be correctly printed.

FRANKLIN M. DREW,
Secretary of State.

NOTE.—The Fiftieth Legislature of Maine convened on the fourth day of January, and adjourned on the twenty-seventh day of February, 1871.

GOVERNOR PERHAM'S ADDRESS.

Gentlemen of the Senate and House of Representatives:

In obedience to constitutional requirement and the people's summons, we have met to consider the condition and interests of the State, and to consecrate our best efforts to her service. It is fitting, that on the threshold of our duties, we acknowledge with devout and reverent hearts the merciful Providence that has vouchsafed to us, as a people, so many blessings, and humbly implore the guidance of Him whose wisdom is alone sufficient to direct, and without whose blessing our labors cannot be crowned with success.

CONDITION OF THE COUNTRY.

We have cause for congratulation in the general prosperity of the country.

We are at peace with all nations. The waste and devastation of the war are being rapidly repaired. The memories of those who fell in defence of the country are treasured in the grateful hearts of the loyal people. Their sacred dust is being watched over and protected by the assiduous care of the nation's deepest devotion. Their dependents, and those who were maimed or otherwise disabled, are receiving the pledges of the people's inexpressible gratitude.

The determination of our people to allow no repudiation, but to pay honestly every dollar of our honest debts, has been fully affirmed, resulting in the establishment of more confidence in our national securities, and the way for the exchange of outstanding bonds for others bearing a lower rate of interest. The average price of gold, as compared with currency for the year just closed, has been twenty per cent. lower than the previous year, and the tendency is still downward. This indicates that, without any financial embarrassment, we may soon touch solid bottom, financially, and be free from the evils of a depreciated and fluctuating currency. More honesty and efficiency in the collection of the revenues, and greater economy in the administration of national affairs, have enabled Congress within the last year to reduce the taxes collected from the people, eighty millions of dollars annually. We are assured that a further reduction will be made, and that

soon the tax on spirits and tobacco, with the tariff on imported luxuries, and on such other articles as may be necessary to protect our own industries, will be sufficient to meet all our national obligations. Since March 1st, 1869, the public debt has been reduced at the rate of one hundred millions annually, diminishing our annual interest account, in twenty-two months, nearly twelve millions.

FINANCIAL.

The report of the State Treasurer will present a detailed statement of the condition of our finances.

Our receipts during the past year have been \$4,924,164.12; our expenditures, \$5,041,846.64. Our public debt is \$8,067,900.00. Of this debt \$840,000 becomes due the present year, \$567,000 of which is payable in gold or its equivalent. To pay this we have the sinking fund of 1865, amounting to \$1,178,677.61. This will pay the debt becoming due, and leave a balance of the sinking fund in the treasury of about \$281,677.61. The sinking fund of 1868 amounts to \$92,048.55. The trust funds held by the State, including the sinking funds, amount to \$2,017,048.08; exclusive of sinking fund, \$746,316.92.

The people of the State expect and will require at our hands the most rigid economy in all our expenditures. Our taxes are necessarily heavy, but should be made as light as possible. No heavy burden should be added. I am not unmindful of the truth of the proverb that "There is, that scattereth and yet increaseth; and there is, that withholdeth more than is meet, but it tendeth to poverty." Governments, like individuals, may, in the exercise of a wise forecast, make liberal advances, and thereby reap large gains, while withholding would tend to poverty. This is especially true in regard to such judicious expenditures as tend to educate and elevate the people, and increase the facilities for industrial and commercial prosperity. What I desire especially to urge is, that we should carefully scrutinize every channel through which the people's money goes, reform excesses or abuses in our expenses, stop all leaks in the treasury, if any such there are, see that every appropriation is wisely applied and secures the benefits intended, and that no useless expenditures are made. With your efforts in this direction, I pledge my earnest coöperation.

The reports of the State officers, including those of the officers of public institutions and of the Commissioners of various State interests, will be laid before you at the earliest practicable moment. I have only been able to examine a part of them. You are referred to these reports for statements of the condition and wants of the several offices and institutions included therein.

The law allows insurance companies the month of January within

which to make their reports to the Insurance Commissioner. The report of that officer, therefore, cannot be made until late in the session.

The term of one of our United State senators will expire on the third day of March next. It will become your duty to elect his successor.

It will also become your duty to make an apportionment of the State for Senators, and Members of the House of Representatives, and perhaps for Representatives to Congress.

MILITARY.

The organization of the ten companies of infantry authorized by law has been completed. These organizations will tend to keep alive, to some extent, the military spirit of the people, and, being largely made up of men who have seen active service in the field, they are believed to be sufficient to meet any ordinary emergency. These companies can readily be expanded into as many regiments in case of necessity.

The report of the Adjutant General will contain a statement of the expenditures for military purposes during the last year, and the military property in the possession of the State.

I call your attention especially to his suggestions in regard to the preservation of the flags that were carried by the Maine troops in the war, which are now exposed in the rotunda of the Capitol.

These flags should be carefully preserved as mementoes of the nation's great conflict, and as constant reminders of the terrible struggle which perpetuated our National Union.

STATE PENSIONS.

The Adjutant General's report will show the transactions of that office in regard to State Pensions.

You will only give practical expression to the wishes of your constituents by continuing such aid to our disabled soldiers and the widows and orphans of those who lost their lives in the service, as will, with the national pensions, and what they can do themselves, prevent their becoming paupers, or otherwise subjects of charity. The disbursements for this purpose have fallen off from \$106,000, in 1867, to about one-fourth of that sum in 1870.

The Adjutant General is of the opinion that the appropriation for this purpose may be reduced from \$40,000 to \$35,000.

EDUCATIONAL.

If there is one thing above another that commends our institutions to the approval of the civilized world, it is our common school system, by which the means of education are brought within

the reach of all the people. Its creation was the crowning act of the wise men who laid the foundations of the Republic. It is our surest guarantee of national prosperity and progress, and a pledge of the increasing grandeur of our republican form of government.

We are paying about three-fourths of a million dollars annually to support our common schools, which is about eight dollars per scholar, counting the average attendance. This sum is generously and willingly paid by the tax-payers of the State, who only demand, as they have a right to expect, that this large sum be honestly and wisely appropriated.

Our Normal Schools, Teachers' Institutes, efficient supervision, and other improved instrumentalities, cannot fail to produce good results.

We are already beginning to realize the benefits of our Normal Schools in the general efficiency of the teachers who have enjoyed the advantages of these institutions. Not that the graduates of the Normal Schools are always the best teachers, for no system of education or training can make a good teacher of unfit material. I only assert, what all experience proves, that, other things being equal, the teacher who has had special training for the duties of his profession, will be more likely to succeed than one who has had no such advantages.

Some of the measures recently adopted to promote the efficiency of our public schools may be regarded as experiments, to be continued or modified as the result of experience may dictate. The friends of these measures are confident that they will be of great practical benefit; others doubt it. Since they have been put in practice, it is best to allow the question of their utility to be settled by actual demonstration. No very serious consequences can result from giving them a fair trial. If, after such trial, they are not satisfactory, they will, of course, be repealed.

I commend this important interest with the report of the State Superintendent to your careful consideration.

AGRICULTURAL COLLEGE.

The advantages of combining intellectual training with physical exercise in some productive industry in institutions for the education of young men, have not, in my estimation, been fully appreciated. Such institutions are especially desirable for the large class of young men who propose to engage in industrial pursuits, and who cannot afford the time and expense necessary to complete a course of study beyond what is required to prepare them for the intelligent performance of the practical business and duties of life. They need a knowledge and practice of what pertains to the living activities of the present, rather than the dead languages of the past.

The tuition being free, and the opportunity to pay part of the expense of board, are, to many of our most promising young men, important advantages. To meet this general want, the national legislature made the appropriation which enabled each State in the Union to establish a "College of Agriculture and Mechanic Arts." Maine has, I believe, done wisely in accepting the grant, and pledging herself to conform to the terms prescribed.

In this institution the students are expected to apply in practice, to some extent at least, the principles taught in the books. The combination of actual practice with theoretical instruction, secures a more valuable knowledge of any science than the mere study of theories, however thorough it may be.

Many young men, after devoting their time and means for several years to preparation for some chosen profession, prove, on actual trial, utterly unfit for such profession, and without business, lacking physical strength as well as disposition necessary for success in any business requiring manual labor, they become thoroughly discouraged, and less able to obtain a livelihood by their own exertions than their most illiterate neighbor, who has learned to use his hands in some remunerative employment. Educate such young men in a well managed industrial college, and the additional physical force and mental activity acquired would greatly improve their chances for professional success, and, failing in that, they have, in their ability to labor, a sure means of support and usefulness.

This College will, I trust, perform another important mission: The disposition to shun manual labor under the false impression that it is incompatible with respectability and good social position is becoming alarmingly prevalent, and requires correction. That labor, intelligently directed, is not inconsistent with the highest intellectual culture and the most honorable attainments, is one of the most important facts to be learned by young persons of both sexes. This College, if properly conducted, will do much towards the creation of a more desirable public sentiment on this subject. Young men educated here, and becoming familiar with agricultural and mechanical employments, will be more likely to engage in such pursuits. This is a result greatly to be desired, when we remember that this field is suffering for more workers, while many of the professions are crowded almost to starvation.

In these suggestions, I would detract nothing from the acknowledged merits of our other colleges, or their invaluable services in the great educational work of the country. They will continue to receive, as they deserve, the confidence and patronage of the people.

I am confident that the establishment of the College of Agriculture and the Mechanic Arts is a step in the right direction.

Certainly, as the work has been commenced and a large amount of money invested in it, and as the condition of the grant made by the General Government was the promise on our part to carry forward the work in good faith, it is our duty to give the institution our fostering care. The report of the Trustees will show the present condition and needs of the College.

ORPHANS' HOME.

About forty orphans of deceased soldiers and seamen are being cared for in the Home for Soldiers' Orphans in the city of Bath. Judging from what I saw in a brief visit recently made to this institution, its affairs are managed economically and well. The ladies connected with the Home are entitled to the gratitude of the people for their devotion to the children of our fallen heroes. The lives of those on whom these unfortunate children depended for support were given for us. The most we can do for them is but little compared with the debt we owe them.

TEMPERANCE AND PROHIBITION.

The evils resulting from the use of intoxicating drinks are so destructive to all the highest interests of the State, and so promotive of all that we most deplore, that neither the philanthropist nor the statesman can ignore the demand for their suppression. To grapple effectively with an evil so interwoven with the love of gain, the appetite, the prejudices, and the social habits of the people, and to which so many in high social standing are wedded, is, in some respects, an unwelcome duty, and requires courage and devotion which many good people shrink from exercising.

The work necessary to restrict this evil to the smallest possible limits, belongs primarily, and perhaps chiefly, to the domain of what is termed moral effort. Still experience shows, and all, or nearly all, the people of this State concede that in this, as well as in our efforts against all other vices and crimes, the aid of legislative enactments is indispensable. The only question is as to the kind of legislation best calculated to produce the desired result.

For centuries the traffic in intoxicating drinks has been the subject of restrictive legislation in every Christian nation—the laws being more or less stringent according to the public opinion of the times. Sometimes communities and governments have sought to protect themselves from the evils of the traffic by licensing only such persons as possessed moral character, which, in the opinion of the authorities, qualified them for the trade. Sometimes a large sum has been required as a license fee for the purpose of reducing the number of places where liquors were to be sold; thus discouraging their use by higher prices, and greater inconvenience in obtaining them. Sometimes relief and protection have been sought

by the entire prohibition of the traffic, except for certain specified purposes. For more than forty years the attention of the people of this country has been given to the traffic and the long train of evils inseparably connected with it.

Many laws have been passed by all the States upon this subject, all intended to prevent or limit the sale. In many of these States the laws are very stringent against it. In two or three, a clause in their constitution forbids the licensing of the trade; and, in as many more, liquor sellers are held responsible for all damages to individuals and society resulting from it.

After years of discussion, Maine adopted the policy of prohibition in 1851, and with the exception of one or two years, it has been continued with remarkable unanimity.

This legislation is not intended to interfere improperly with the personal habits of individuals. It only seeks to prohibit a public trade, which in the opinion of a large portion of our people—perhaps all—is a public mischief. Nor does it attempt to dictate what we shall drink more than the laws against the sale of diseased, poisonous, or otherwise unhealthy articles of food, dictate what we shall eat. In both cases the laws are against the sale, not the drinking or eating. The laws of prohibition upon gambling houses, impure books and pictures, houses of ill-fame and tippling shops, all rest upon the same principle, viz: that these trades are inconsistent with the public welfare, which it is not only the right but the duty of the government to provide against in all legitimate ways. There is, and can be, no difference of opinion amongst intelligent men as to the effect of the liquor traffic upon the prosperity of the State, and the happiness and welfare of the people. It is in direct hostility to all the interests of the country. No man can rightfully claim that a trade so injurious in its effect should be permitted to exist for his profit or accommodation. Every man is bound by his duty to society and the State to subordinate his personal preference and interests for the general good.

If the principles I have thus briefly stated are correct, it follows that it is the duty of the State to enact and enforce, and of all good citizens to obey and sustain, such laws as will most effectually prevent the traffic. It is not necessary to argue this question further before a body of intelligent, thinking men like this. If any have doubts on this subject, they would, I am confident, be removed by a careful comparison of the localities in this State where the law is enforced, with places having a similar population in States where prohibitory legislation does not exist.

The present law, where it is enforced, is, so far as I can judge, as effective in the suppression of the traffic as are our other criminal laws against the crimes they are intended to prevent. In a majority of counties the law appears to be well executed with

very favorable results. Whether any further legislation in regard to the law or its execution is necessary or expedient, is for the Legislature to determine. I commend the whole subject to your careful consideration; reminding you and the people of the State that while recognizing the law as a necessary auxiliary in our efforts against intemperance, we should not neglect to use all the moral influence within our reach to create and maintain a correct public sentiment on this subject; for on this the existence and enforcement of the laws and the good we hope to see accomplished through these efforts depend.

POPULATION AND EMIGRATION.

The census just taken discloses some unwelcome facts which demand your serious consideration. The increase of our population during the last decade was very small, and compares unfavorably with that of preceding decades. This may be accounted for in part, by our losses in the war, and the decrease in the average number of children in each family; but chiefly by the large emigration to other parts of the country. It has been estimated—with how much accuracy I do not know—that five thousand young men, and an equal number of young women, leave Maine annually to seek in other States more satisfactory fields of effort than they can find at home. These are generally the most energetic portion of our population, and their emigration constitutes a drain upon the productive capacity of the State we can ill afford. While the distinction to which many of the sons of Maine have attained in other States is exceedingly complimentary to “The men we raise,” it shows what we should gain by a policy that would give ample opportunity for the development and exercise of such talent at home. Have we the resources? and can we open avenues of sufficient business to retain this portion of our population in the State? are questions which deeply concern us. And on their successful solution our future largely depends. We certainly have resources, the development of which would require a large increase of population. Whether this development is to be made, depends largely on the policy the State shall adopt. The extension of our railroads, the cultivation of our unoccupied farming lands, and the occupation and utilization of our water-power, will do very much in the right direction.

NATURAL ADVANTAGES.

In a climate favorable to health and the development and exercise of the greatest physical and mental powers—in our soil, favorable to agricultural pursuits, some of it equal to any in the country—in our forests of wood and timber—in our extensive sea coast, and safe and capacious harbors, furnishing unlimited capacity for

ship-building and commercial pursuits—in our ability to make the very rigor of our climate and the sterility of our coast contribute to our wealth by furnishing unlimited supply of ice and granite, unsurpassed in quality by any in the country; and in our water power, unrivalled in extent and adaptation to manufacturing operations, we have resources which, if properly developed, will furnish profitable employment for all the increase of our own population and large immigration for centuries to come. That the labor and capital necessary for such development would be advantageously employed there can be no doubt.

• AGRICULTURE.

The idea entertained by some that farming is not a paying business, and that farmers are obliged to work harder and for less compensation than persons engaged in other pursuits, is incorrect. It is true that fortunes are sometimes made more rapidly in other kinds of business. It is also true that they are oftener lost. There is no business among us that is so sure to furnish an abundance of all that is necessary to ensure real independence and happiness as farming. Nor is it necessary for farmers to go out of the State to find desirable localities for this business. Some western farmers do better than ours; others not so well. On the whole, it is probable that our Maine farmers make nearly, and perhaps quite as much money according to the amount invested, as they would in the west, and enjoy very much more of all the comforts and conveniences of life.

Between three and four hundred townships, equal to seven or eight millions of acres, comprising some of the best soil in the State, are still untouched by the hand of cultivation. Increased facilities for communication and transportation will soon make portions at least of these lands especially desirable for farming purposes, while the increase of manufactures and commerce will secure a ready home market for all farm products at fair prices. We are furnishing some good horses and other stock for the market. These sell at prices indicating that, with greater care and attention this branch of business may be pursued with advantage, and become a source of large income. There is no reason why the agricultural operations of this State may not be very largely and profitably increased.

WATER-POWER AND MANUFACTURES.

One of our greatest sources of prosperity lies in our immense water-power, a large amount of which is still unoccupied. The development of this waiting agency through the establishment of manufactures, will add largely to the success of all other branches

of business. The facts recently laid before people through the Hydrographic survey, cannot fail to attract attention to our wonderful capacity for manufacturing pursuits. In this respect, Nature has dealt liberally with us, and given us advantages unrivalled by any State in the Union. Much of this unoccupied power is already accessible by water and rail, and the extension of our railroad system will reach the balance as rapidly as it can be occupied.

We cannot afford to ignore the conditions of success. The achievement of our grand possibilities will not come unbidden. If we would win the crown we must run the race. The State that adopts a stand-still policy in this day of great enterprises, and rapid development, will, as she deserves, be out-stripped by her more enterprising neighbors.

It is a reason for congratulation, that these advantages are beginning to be appreciated by business men and capitalists, and that, encouraged by the liberality of our laws, a large amount of capital and labor has, within the last few years, been attracted to us, which has found profitable employment in a variety of manufacturing pursuits. Be it ours, by wise legislation and judicious use of the advantages at hand, to foster and encourage this important interest.

It is believed that the law authorizing towns to exempt, for a limited number of years, manufacturing property from taxation, and the special acts authorizing them to aid such enterprises by gift of money or loan of credit, have contributed to the benefit of the towns exercising such authority, and the State. I suggest that it would be well to authorize towns by general law, to encourage the establishment of manufactures by subscription or loan of credit. Under certain limitations, I see no reason why this authority may not safely be given. Any intelligent community may safely be trusted with what relates to its own interests. Instances often occur in which the aid of a few thousand dollars will secure the investment of capital, and the establishment of business that would attract population and capital, and increase the taxable property of the place so as to re-imburse, in a few years, many times over the amount originally given.

PROTECTION TO INDUSTRY.

In this connection I deem it not inappropriate to advert to the subject of protection to our industrial pursuits. I do not advocate what is termed a high tariff. The present tariff, except as it has been recently modified, was made to correspond with heavy internal taxation, and should now, as it undoubtedly will be, materially reduced.

"Revenue reform," in its practical sense, cannot be too strongly urged upon those who make and administer the laws. But the

term, when used to express the views of some of its most demonstrative advocates, is somewhat vague and indefinite. It is made the watchword of men who entertain all shades of opinions on revenue questions, and especially of those who advocate absolute free trade. A revenue reform securing the strictest economy in all our expenditures, and providing for the removal of national taxation from the necessities of life, and the productive industry of the country, the reduction or entire removal of duties on such needful imported articles as do not come into injurious competition with our own productions, should receive our earnest support. It is delusive to suppose that the necessary expenses of the Government and the interest on the public debt can be paid, and a moderate reduction of the debt provided for without heavy taxation of some kind. A policy that will bring the products of European labor that may be had for fifteen to fifty cents per day into competition in our markets on equal terms with our own labor, should and will be repudiated by the American people. What we need is a policy that will secure, not less, but more pay to our own laborers.

The laboring man in this country occupies a position in society entirely different from the working men of Europe. They are the equals of their countrymen who are engaged in other pursuits. We cannot afford to allow their degradation through the influence of half paid labor.

We now consume too much of the products of foreign labor and too little of our own. A nation's wealth is in its laboring men and women, and labor enriches the nation and the individual in proportion to its productive value.

The country is the most prosperous financially that approximates the nearest to supplying its demands for home consumption, and exports the most of the products of its industries.

While, therefore, I would coöperate in every measure tending to reduce the expense of living and lighten the burdens of taxation, I earnestly hope no policy will be adopted that will degrade American labor or lessen its rewards.

RAILROADS.

The enterprise manifested by our people in the construction of railroads evinces a disposition to appropriate the advantages which nature has placed within our reach, and inspires lively hope for the future of the State.

From the Railroad Commissioners' report it appears that 694½ miles of railroad are now in operation in the State, of which 78 have been built the past year, and that there are 186 miles under construction. The Commissioners recommend more stringent enactment for the prevention of accidents. It is gratifying to learn

from the report of the Commissioners that the railroad companies in the State are generally raising the character of their respective roads to a higher level of durability and safety.

The claim of this State and Massachusetts against the General Government, which had been assigned for the benefit of the European and North American Railway, has been allowed, and secures the early completion of that road. This will open direct railroad communication with St. John, and by a road already built, with the Gulf of St. Lawrence, and at an early day by a line rapidly approaching completion, with Halifax. We shall then have a continuous line of railway extending the whole length of the continent and connecting the Atlantic and Pacific oceans. The great thoroughfare between Europe and the most of the American continent and the Pacific coast will then be through this State.

While this work has been going on in the East, an enterprise which originated in Portland has been rapidly pushing its way westward, and will soon secure more direct communication between that enterprising city and the great grain growing State of the West; and at no distant day by the Northern Pacific Railroad to the Pacific ocean on the coast of Oregon. These grand enterprises, and several other roads of much local importance that are being built, with the projection of others that are sure to be completed at an early day, are the best evidences of a determination to make our railroad system equal to the demand of the growing interest of the State. Let this spirit be encouraged and it will develop resources which would otherwise remain useless. The unoccupied farming lands in Aroostook county, with a soil equal if not superior to that of any other section of New England, are being settled very slowly. This is because immigration keeps pace with the iron rail, and will not in any considerable numbers settle far beyond. Build a railroad to this fertile region, and lands which cannot now be given away to settlers will be eagerly sought after at fair prices. And in a few years that country would contain a population and a tax-paying capacity that, with the increased value of the products of the soil and forests would soon pay the cost of the road and become a source of wealth to the State. The importance of a system of railway communication that will make accessible the timber and farming lands and develop the other resources of this section of the State has long been felt by our wisest men, and frequently and forcibly discussed by my predecessors. The European and North American Railway so shortens the length of new road necessary to make the immense resources of this part of the State accessible, that we may well inquire whether some practical means may not be devised to accomplish a work so desirable. I am convinced that the best way to reduce the burden of the debt is to develop our resources, give the people

better facilities to make money and increase the taxable property of the State.

I have deemed it my duty to call attention to this subject, and invoke the wisdom of the Legislature upon its consideration.

The men who have furnished the means to build railroads in Maine have relied upon the indirect advantages they in common with others would receive rather than any direct income from the investment. The interests of the masses of the people and the stockholders and managers of railroads are not necessarily antagonistic, and it would be a great misfortune to the State if a spirit of antagonism should spring up between them. We should avoid a railroad war in Maine if possible.

Railroads are essential promoters of individual prosperity and national progress; and are entitled to every facility not inconsistent with the public good. It would not be wise for the State to grant unlimited powers, or permit the consolidation of railroads or any other corporations to an extent that would, in any event, allow such consolidated interests to control the legislation of the State. For in such event, every other interest might be rendered subservient, and all guarantees useless.

A proper appreciation of, and a just regard for the rights of each and the interests of all, will, I trust, prevent any serious trouble in this regard.

IMMIGRATION.

The Report of the Commissioner of Immigration presents an interesting account of the work accomplished through his agency. A colony of one hundred and two Swedish immigrants has been established on a township in Aroostook county, known as New Sweden. The Commissioner is confident that this has opened the way for a large immigration of this hardy and industrious race. These people evidently possess the characteristics necessary for pioneer work in this State, and they will be a valuable acquisition in the settlement of our unoccupied lands. Such of these immigrants as would prefer other pursuits, would find, in other parts of the State, desirable employment and good compensation. Such laborers, male and female, are greatly needed, especially as household servants, for whom there is great demand.

Many of these people are excellent mechanics, others excel as family servants. Their religion, education, general intelligence, and industrious habits, with our need of their services, will create a mutual friendship and sympathy between them and our people wherever in the State they may go. I therefore suggest that whatever plan you adopt to aid immigration in the future, it be not confined to immigrants who prefer agricultural pursuits, but that it include those who desire to engage in other employments

GOVERNOR PERHAM'S ADDRESS.

in any part of the State. Other States are adding largely to their population and wealth by their immigration efforts. I see no reason why we may not do the same.

Trusting that you will deem it wise to continue this work in some economical way, I commend the recommendations of the Commissioner with these brief suggestions to your early consideration.

OUR SHIPPING INTERESTS.

I regret to say that the burdens which the war and the legislation incident thereto placed upon our shipping interests, have not been removed. It is extremely humiliating to see the business formerly carried on under our flag, monopolized by, and bearing the flag of the nation that contributed the most, in our time of trouble, to sweep our commerce from the ocean. Maine may be expected to feel somewhat intensely, and allowed to speak with some earnestness on this subject, because she has very much at stake. She has in some years of the past furnished fifty per cent. of all the sea-going vessels of the country. In the building and sailing of vessels, employment has been given to twenty thousand and support to one hundred thousand of her citizens.

If this was a subject in which any portion of the country or the Government has adverse interests, the opposition it receives might reasonably be expected. But the relief we ask, while it would help us and others immediately interested, would through increase of business, contribute to the prosperity of the whole country, and add to the revenue of the Government immeasurably more than would be lost, by unfettering these interests, and allowing them to fulfil their important mission.

No man who remembers the efficient aid received from our ship-yards and merchant marine in furnishing vessels and experienced seamen for the creation of a navy in the beginning of the war, can fail to appreciate the importance of this subject to the national defence. It is vastly cheaper and better every way to encourage and sustain interests, which, in addition to their means of prosperity in time of peace, will furnish a navy in time of war, than to maintain permanently such a naval force as would otherwise be required. There is no adequate reason for continuing this unfriendly legislation, which is paralyzing business of such importance.

I earnestly hope Congress will at an early day remove the burdens of which we complain. This would allow our ships and our commerce to compete under more favorable circumstances, with those of other nations in the markets of the world. Let this be done, and we may reasonably hope that the sounds of busy industry will soon be heard in our ship-yards; that the sails of our

commerce will again be allowed to whiten every sea, and that the sight of our flag will gladden the hearts of our countrymen in all lands.

BIENNIAL ELECTIONS AND SESSIONS OF THE LEGISLATURE.

My predecessor, in one of his addresses to the Legislature called attention to the subject of biennial elections of State officers and sessions of the Legislature. The suggestion appeared to me timely, and worthy of careful consideration. If a saving of forty or fifty thousand dollars, which is about the cost of a session of the Legislature, can be made to the tax-payers of the State every two years, besides an important reduction in time and expenses incident to the elections, without serious detriment to other interests, it should be done. A revision of the statutes has just been made. They should undergo no useless changes. The history of the State and country show that the tendency is to too much legislation. I am of the opinion that biennial sessions would furnish ample opportunity for all the legislation the interests of the people and the State would require.

CHANGE OF THE DAY FOR THE ANNUAL ELECTION.

If you should deem the subject just referred to of sufficient importance to submit to the people the question of such amendment to the constitution as the change would require, I suggest that with it you submit the question of changing the day of our annual election to the Tuesday next after the first Monday in November, being the day fixed by law for the Presidential Election. There are some important advantages to be gained by this change. Every four years it would save the time and expense of one election, as the Presidential and State elections would occur on the same day. It would be more favorable to a fair and full expression of the wishes of the people. The present time of election makes it necessary to hold the preliminary caucusses and conventions at a time when in a large part of the State, the people employed in agricultural pursuits are more busily engaged than in any other part of the year. As parties are now organized, the character of our public servants is generally determined at these primary meetings. Unless there is unusual interest in the nominations many of the most intelligent voters who are busily engaged, stay at home. This makes it easy for a few men, who may have private or other interests adverse to the public good, to control the nominations, and if in the majority party, the elections. I submit whether the interests of the State will not be better subserved by holding the preliminary meetings and the elections at a time when the largest number of the people can attend with the least sacrifice. It is generally believed that a better understanding of our duties as voters

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may be obtained by intelligent and thorough public discussion of the questions at issue and the merits of candidates. Here we find again in the busy season that precedes the present day of election, the same difficulty. Many of the working people cannot leave their business to attend such discussions. Two months later the longer evenings would be more favorable to reading and public meetings, and laboring men could better attend to both. All would be as well accommodated, and many whose honest votes are greatly needed much better.

OUR JAIL SYSTEM.

In our treatment of criminals, the chief object should be the reformation of the criminal and the diminution of crime. Neither of these can be expected as the result of crowding together in inconvenient, unhealthy jails, like many in this State, without employment, persons who have only taken their first step in crime, with hardened criminals of both sexes. The opposite result is sure to follow. The person accused of, or under sentence for his first offence against the law should not be confined with, or placed under the tuition of professional offenders hardened by a life of crime. We cannot afford to ignore the laws of common propriety and decency in our treatment of criminals and those accused of crime. They should be supplied with suitable reading matter, moral and religious instruction, and constant employment.

The report of the Commissioners recently appointed to consider this subject, may be expected at an early day, and will, I trust, suggest some practical plan of reform.

FISHERIES.

The course pursued by our neighbors of the Dominion in regard to the rights of our fishermen, is exceedingly damaging to a business in which many citizens of this State are engaged, and calls for immediate action by the proper authorities. It is gratifying to know that the President of the United States is not unmindful of our interests in this regard. Whatever aid we can give him in determining at an early day the rights of American citizens on the waters where they have so long pursued this business, should not be withheld. We earnestly desire to continue friendly relations with our neighbors. If, however, the indignities that have been offered should be repeated, it will become the duty of the government to adopt such measures as may be necessary to enforce our rights.

INDUSTRIAL SCHOOL FOR GIRLS.

The idea of an Industrial School for Girls should not be abandoned. All the arguments in favor of reformatory institutions for

boys apply with equal, and in some respects, greater force to the establishment of similar institutions for girls.

I earnestly hope the finances of the State, or the munificence of men of means, who desire to aid such an enterprise, or both combined, will, at an early day, allow the establishment of an institution so essential to the moral well being of the State.

CONCLUSION.

In conclusion, I pledge you my earnest coöperation in all measures calculated to promote the prosperity of the State and the happiness of the people, and express the hope that your councils will be harmonious, and result in lasting benefits and blessings to your constituents.

SIDNEY PERHAM.

GOVERNOR PERHAM'S MESSAGES.

EXECUTIVE DEPARTMENT, }
Augusta, January 6, 1871. }

To the Senate and House of Representatives:

In pursuance of resolves of the Legislature entitled "Resolves in relation to the publication of the revised statutes," approved March 21, 1870, the revised statutes of the State, adopted to take effect on the first day of February next, has been printed, but with changes of phraseology in many sections of chapter 82 to chapter 118 inclusive.

A copy of the whole work, as thus printed, is herewith submitted for your consideration.

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, January 30, 1871. }

To the Speaker of the House of Representatives:

In response to the order of the House of Representatives, calling for the account of the Bath Military and Naval Asylum, I have the honor to transmit herewith a copy of the accounts of the Trustees of that Institution.

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, February 1, 1871. }

To the Speaker of the House of Representatives:

In response to the order of the House of Representatives, asking "whether there is any evidence on file of the completion of the European and North American Railroad, as specified in section two of the act to provide means for the defense of the northeastern frontier," I have the honor to inform you that it does not appear that the notice provided for in section two of said act has been given.

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, February 13, 1871. }

To the Speaker of the House of Representatives:

In response to the order of the House of Representatives, requesting information in regard to the cost of disbursing the appropriations in aid of the destitute orphans of soldiers and seamen, I have the honor to state that the cost of disbursing, including traveling and other expenses of the guardians in attending to the wants of the orphans, as provided in chapter 178 of the laws of 1867, and the expense of transporting orphans to the asylum, has been as follows:

For the appropriation of 1867.....	\$862 50
“ “ 1868.....	958 50
“ “ 1869.....	1,112 00
“ “ 1870.....	1,041 37

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, February 15, 1871. }

To the Speaker of the House of Representatives:

In response to the order of the House of Representatives, inquiring “whether the Portland, Saco and Portsmouth Railroad Company have ever made any such report or exhibit as is provided by its charter, by an act approved March 14, 1837.”

I have the honor to state that in addition to the annual returns which have been regularly made there is one report on file dated February 7, 1867, made in accordance with the requirement of the statutes referred to.

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, February 20, 1871. }

To the President of the Senate:

In response to the order of the Senate, requesting the Governor to furnish a statement of the expenses attending the immigration of the colony of Swedes into Aroostook county, the number of adults in the colony, its prospects and probable additional expense, I have the honor to transmit herewith a copy of the statement of expenditures made by the Board of Immigration. For information called for by the order, not furnished in this statement, the Senate is respectfully referred to the Report of the Board and

Commissioner of Immigration which have been published since the passage of the order.

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, February 22, 1871. }

To the Senate and House of Representatives :

I have the honor to transmit herewith, for such action as you may deem proper, a letter from Honorable William W. Belknap, Secretary of War, with a communication from Lieut. Col. James B. Fry, U. S. Army, formerly Provost Marshal General of the United States.

SIDNEY PERHAM.

EXECUTIVE DEPARTMENT, }
Augusta, February 27, 1871. }

• *To the Senate and House of Representatives :*

I transmit herewith a list of the acts and resolves passed during the present session of the Legislature and approved by me, numbering 265 acts and 89 resolves.

I have no further communication to make.

SIDNEY PERHAM.

Opinions of the Justices of the Supreme Judicial Court.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 23, 1871. }

Ordered, That the Justices of the Supreme Judicial Court be requested to furnish the House with their opinions upon the following questions :

Has the Legislature authority under the Constitution to pass laws enabling towns, by gifts of money or loans of bonds, to assist individuals or corporations to establish or carry on manufacturing of various kinds, within or without the limits of said towns ? And if towns thus authorized may assist private parties, may they go further and establish manufactories entirely on their own account and run them by the ordinary town officers or otherwise ?

BANGOR, February 10, 1871.

To the House of Representatives of the State of Maine:

To the questions proposed by the Legislature, we have the honor to answer as follows :

(1.) "Has the Legislature authority under the constitution to pass laws enabling towns, by gifts of money * * to assist individuals or corporations to establish or carry on manufacturing of various kinds, within or without the limits of said towns ?"

As the proposed gifts can only be raised by taxation the question really is, can the Legislature constitutionally authorize towns to assess taxes upon their inhabitants and collect the same, for the purpose of giving the proceeds to some favored manufacturer or manufacturing corporation. And as some of the inhabitants may be indisposed to such generosity, the inquiry will arise whether the Legislature can authorize the majority by vote to

give away the estates of the minority or any portions thereof, not merely without but against their consent?

Taxation, by the very meaning of the word, is for public purposes, and for those the right of the government to impose taxes is unlimited. Taxes are the enforced proportional contribution of each citizen and of his estate, levied by the authority of the State for the support of government and for all public needs. They are the property of the citizen, taken from the citizen by the government, and they are to be disposed of by it. The necessities of government are more or less extensive according to the greater or lesser extent of governmental interference. Taxation originates from and is imposed by the State. The proceeds are for the government to enable it to carry into effect its mandates and to discharge its manifold functions.

The line of demarcation may not always be clear and distinct, and well defined between what is for public and governmental, and what for private purposes—between the general legislation for the whole people and the special for the individual. But the questions proposed leave no doubt as to the special phase of legislation to which they refer. They are obviously limited by and embrace what is special and private, excluding by their very terms whatever may or can by the most enlarged and liberal construction be regarded as relating to municipal, governmental or public objects of any description whatsoever.

Individuals and corporations embark in manufactures for the purposes of personal and corporate gain. Their purposes and objects are precisely the same as those of the farmer, the mechanic, or the day laborer. They engage in the selected branch of manufactures for the purpose and with the hope and expectation—not of loss—but of profit. By the very assumption of the interrogatory, they are engaged in private and corporate undertakings for private and corporate emolument. All municipal, police, educational, public, or governmental purpose, whether of peace or of war, is excluded from our consideration by the manifest purport of the inquiry.

Capital naturally gravitates to the best investment. If a particular place or a special kind of manufacture promises large returns, the capitalist will be little likely to hesitate in selecting the place and in determining upon the manufacture. But whatever is done, whether by the individual or the corporation, it is done with the same hope and expectation with which the farmer plows his fields and sows his grain—the anticipated returns.

Now the individual or corporate manufacturing will in the outset promise to be, and in the result will be, either a judicious and gainful undertaking or an injudicious and losing one. If the manufacturing be gainful, there seems to be no public purpose to be

accomplished by assessing a tax on reluctant citizens and coercing its collection to swell the gains of successful enterprise. If the business be a losing one, it is not readily perceived what public or governmental purpose is attained by taxing those who would have received no share of the profits, to pay for the loss of an unprosperous manufacture whether arising from folly, incapacity or other cause. The tax payer should not be compelled to pay for the loss when he is denied a share of the profit.

It is true the inquiry is whether the legislature can authorize a town by a major or any vote to give away the property of an unwilling minority to an individual or manufacturing corporation whom or which such majority may select as donees. The question relates only to manufactures, but if the right of confiscating the private property of individuals for the purpose of giving it away to one branch of industry can be conferred upon towns, one does not easily see when or what bounds can be imposed or limitations made.

The general benefit to the community resulting from every description of well directed labor is of the same character whatever may be the branch of industry upon which it is expended. All useful laborers, no matter what the field of labor, serve the State by increasing the aggregate of its products—its wealth. There is nothing of a public nature any more entitling the manufacturer to public gifts than the sailor, the mechanic, the lumberman, or the farmer. Our government is based upon equality of rights. All honest employments are honorable. The State cannot rightfully discriminate among occupations, for a discrimination in favor of one branch of industry is a discrimination adverse to all other branches. The State is equally to protect all, giving no undue advantages or special and exclusive preferences to any.

The constitution provides that "private property shall not be taken for *public* uses without just compensation; nor unless the public exigences require it." But here the question is, whether private property can be taken for private purposes without just or any compensation. No public exigency can require private spoliation for the private benefits of favored individuals. If the citizen is protected in his property by the constitution against the public, much more is he against private rapacity. If the public cannot take private property against the consent of the owner without just compensation, and only when it is required by some public exigency, most assuredly private property cannot be taken for private purposes without just or any compensation, and when it is not needed to meet any public exigency.

If it were proposed to pass an act enabling the inhabitants of the several towns by vote to transfer the farms or the horses or oxen, or a part thereof from the rightful owner or owners to some manu-

facturer whom the majority might select, the monstrosity of such proposed legislation would be transparent. But the mode by which property would be taken from one or many and given to another or others can make no difference in the underlying principle. It is the taking that constitutes the wrong, no matter how taken. Whether the cow or ox be taken from the unwilling owner and given to a manufacturer, or the gift be of the money obtained by a sale made by the collector or by the payment of the tax to avoid such sale, does not and cannot change the principle. In either case the cow or the ox, or the value thereof, is taken from the owner and is given away by others without the owner's consent. If a part of one's estate may be given away, another and another portion may upon the same principle be given away, until all is gone. What is this but manifest and undisguised spoliation?

The farmer and the mechanic may as well be donees as the manufacturer, and they alike equally labor for the general benefit in laboring for themselves. If a tax were to be assessed upon estates to be re-distributed *per capita*, it would be plain spoliation. Is it any better, any the less spoliation because the gift is to one man or to one corporation rather than to all the inhabitants?

The legislature by the constitution are empowered "to make and establish all reasonable laws and regulations for the defence and benefit of the people of this State, not repugnant to this constitution, nor to that of the United States."

By the declaration of rights, "All men * * have certain natural, inherent and unalienable rights, among which are those of acquiring, possessing and protecting property," &c. But what inducement is there to acquire property, if the tenure of the acquisition is the will of others? How can one possess and protect property if the legislature can enable a majority to transfer by gift, through the medium of direct taxation for that end, such portions or the whole of one's estate as it may deem expedient? Such a law may be for the benefit of the donee, but it cannot be for that of the people. Grant this power to the legislature, and let it be exercised and all security for property is at an end. The motive to acquire is destroyed. The enjoyment of possession is taken away. The power to protect is gone.

The constitution provides that no person shall "be deprived of his life, liberty, property or privileges, but by judgment of his peers or the law of the land." Property taken by taxation is not taken by the judgment of our peers. A statute in direct violation of the primary principles of justice is not "the law of the land" within the meaning of the constitution. Every citizen holds life, liberty and property by the law and under its protection. Every enactment is not of itself and necessarily a law or the law of the land. Such is not a statute passed for the very purpose of work-

ing a wrong and in violation of the constitution. To declare it to be so would render this part of the constitution nugatory and nonsensical. The phrase is one adopted from *Magna Charta*. "As to the words from *Magna Charta*," observes Mr. Justice Johnson in *Bank of Columbia vs. Oakley*, 4 Wheat. 285, * * "after volumes spoken and written with a view to their exposition, the good sense of mankind has at length settled down to this, that they were intended to secure the individual from the arbitrary exercise of the powers of government, unrestrained by the established principles of private right and distributive justice."

The objects for which money can rightfully be raised must be such as conduce to the public interest, and are for the well being of the people. The true principle is thus stated by the Supreme Court of Pennsylvania in the case of *Sharpless vs. Mayn, &c.*, 21 Penn. 168, in which the right of taxation to aid railroads was affirmed: "The legislature has no constitutional right to * * levy a tax or to authorize any municipal corporation to do it, in order to raise funds for any private purpose. No such authority passed to the assembly by any grant of the legislative power. This would not be legislation. Taxation is a mode of raising revenue for public purposes. When it is prostituted to objects in no way connected with the public interest or welfare, it ceases to be taxation and becomes plunder. Transferring money from the owners of it into the possession of those who have no title to it, though it be done under the name and form of a tax, is unconstitutional for all the reasons which forbid the legislature to usurp any other power not granted to them." These views as to the right of imposing taxes seem to have received the sanction of the different courts in which the questions have arisen. It would be simply an act of despotic power to sequester the property of an individual or individuals directly or indirectly by the means of taxation, for the purpose of giving it away against the will of the owner and to those whom others than he may select.

(2.) Has the legislature authority under the constitution to pass laws enabling towns, by * * loans of bonds, to assist individual or corporations to establish or carry on manufacturing of various kinds, within or without the limits of said towns?

As the bonds of the town should be paid at maturity, and the payment must be met by taxation for that purpose, the issuing the bonds or the raising the money in the first instance for the objects contemplated present one and the same question.

The inquiry is of the same character and involves the same considerations as the one already discussed. True, the money is not given and there is a remote and possible contingency of ultimate repayment. But towns are not banking corporations. The issuing of bonds or the raising of money by taxation for the purpose of

assisting individual or corporate enterprise, whether in manufacturing within or without the town, is the simply fostering individual and private enterprise. It is taking one's money without his consent, to be loaned to an individual whom its owner would not trust, for a time which might be inconvenient—for a purpose which he might deem injudicious, and at a rate of interest at which he would decline lending to any one. All security of private rights, all protection to property, is at an end when one's money may be taken to be given away or loaned without his permission and at the will of others. It is no answer that the loan may be repaid. It is the owner's money, and its protection is guaranteed to him by the constitution, subject only to the higher rights and needs of the State.

(3.) May towns "establish manufactories entirely on their own account, and run them by the ordinary town officers or otherwise?"

Towns were a part of the political organization of New England long before the formation of the constitution of this State. They are created by the government for specific purposes. They are a part of it. They are among its most efficient instrumentalities in carrying out successfully the objects of its very existence. Through their agencies the taxes required for the needs of the State are raised. Extensive powers are conferred on these corporations—but they are public corporations for public purposes. They may purchase or build town-houses—where the meetings of the inhabitants are to be held—school-houses, where the youth are to receive instruction—poor-houses, where the pauper is to be supported—police stations, where the criminal may be temporarily restrained, for these are among the recognized functions of government. So, in case of insurrection or war, they may coöperate with the general government in suppressing the one or in bringing the other to a successful termination. These are only among the illustrations of the exercise of corporate powers and duties. They are public corporations, created and existing only for public purposes, not private corporations for the purposes of traffic or manufacturing.

The entering into a contract is a consensual act. The formation of a partnership is a contract. The consent of the partners is necessary thereto. The legislature could not by any statute compel individuals without their consent to be partners and to assume the liabilities of partnership—and give the control of the funds to those who do not and take it from those who do furnish the capital. But giving the town authority to establish manufactories is thus coercing a partnership. It is despotically taking the control of capital from its owners and transferring it to others. It is enabling the majority of a town to incur unlimited indebtedness. If the towns can embark in manufacturing, they can create

a partnership, by which all the property of the inhabitants is pledged to meet the contingencies of business. If they can embark in manufacturing, why not in mercantile pursuits of any and every description? What conceivable limits are there to the spirit of reckless speculation, especially when those without means may have the power to dispose of and control the estates of those who have?

Capital is the result of foresight, intelligence and frugality. It is not created by the issuing of bonds. It is the fruit of saving. Men only save when protected in the enjoyment of their accumulations. When not so protected, one of the strongest motives to save ceases, and with the cessation of the motive, the accumulation of capital ceases. When the government is despotic, when private right is disregarded, when there is no security for and no protection of property, men will cease to accumulate, for they will not save to be robbed.

If it were the special object to lessen industry, to diminish capital and to prevent its increase, the most sure and effective mode to accomplish the result—there could be none more so—would be to withdraw the control of capital from its owners and to transfer its management to others, thus creating the greatest possible insecurity. The more numerous the body of men controlling its use and employment, the greater the chances of mismanagement, fraud, waste, and consequent loss. The less the State interferes with industry, the less it directs and selects the channels of enterprise, the better. There is no safer rule than to leave to individuals the management of their own affairs. Every individual knows best where to direct his labor, every capitalist where to invest his capital. If it were not so, as a general rule, or the giving of notes, guardians should be appointed, and who would guard the guardians?

To give the power suggested would be to enable the majority, according to their own will and pleasure, to give, lend and invest the capital of others, and to the extent of the power exercised, it would be to deprive the owners of the ability to give, lend or invest their own funds. Let this be done, and the remaining rights of property would hardly be worth the preserving.

To do this, would be to impair or take away the inherent and unalienable right of "acquiring, possessing and protecting property;" to deprive men of their property neither "by the judgment of their peers" nor "by the law of the land;" to take private property for private uses without compensation, and to undermine the very foundations upon which all good governments rest.

We therefore answer the questions proposed in the negative.

JOHN APPLETON,
C. W. WALTON,
CHAS. DANFORTH.

Regarding the question submitted to be substantially this—Can the Legislature authorize towns, by gifts of money or loan of bonds, to aid purely private enterprises, in nowise connected with the public use or public exigencies?—we answer in the negative.

EDWARD KENT,
RUFUS P. TAPLEY.

To the House of Representatives:

In answer to your request, I have the honor to remark, that I concur in the opinion drawn by Chief Justice Appleton, provided his conclusions are drawn from premises rightly assumed—which are, whether the legislature can constitutionally authorize towns to assist individuals or corporations to carry on individual enterprises for their own private benefit without regard to any public advantage.

If your enquiries were so restricted and limited, then it may be questionable whether that “solemn occasion” has occurred which would require an opinion from this Court; for I apprehend that no member worthy of a seat in your House, would for a moment hesitate to answer the enquiries in the negative.

Yet I apprehend (although doubtingly) that your questions were intended to include such legislation as would embrace the public interest. If so they would include the past as well as future enactments. We should not be required to settle by solemn decision constitutional questions, *ex parte*, where millions of dollars are involved, in the absence of the parties directly interested; and in cases too where no complaint has ever been made to us by any party directly or indirectly concerned.

Ordinarily, courts are required to pass upon the constitutionality of acts already passed; if called upon before that time to express an opinion, they either become *quasi* lobby members, or a component part of the legislature, thereby abolishing one independent and coördinate branch of the government.

In conclusion, and in answer to your enquiries, so construed as I have intimated, I reply, that I shall consider all special or private acts to be constitutional, which have passed the ordeal of the House and Senate, been approved by the Governor and accepted by the corporation assumed to be benefitted thereby, and which the legislature considered to be of public advantage, until an aggrieved party in a court of law or equity appears and shows to the contrary.

Respectfully, &c.,

JONAS CUTTING.

*To the Honorable Speaker of the House
of Representatives of the State of Maine :*

I have the honor herewith to transmit my answers to the interrogatories propounded to me, as one of the Justices of the Supreme Judicial Court, by an order of the House of Representatives, passed January 25, 1871.

The duty of expounding the constitution of the State is the most delicate and important one that the constitution devolves upon the justices of this court. The gravity of this duty, and the responsibility for its intelligent, upright and independent performance are, perhaps, on no occasion more conspicuous than when the members of the court are solemnly called upon to pronounce, beforehand, upon the authority of an equal, coördinate, and independent branch of the government, under the constitution. While the momentous nature of such an occasion makes this duty by no means less imperative, it oftentimes renders it far more difficult of performance, by intensifying the necessity for a more careful analysis of the principles of interpretation, and a more thorough scrutiny of the authorities.

It was, therefore, with unaffected diffidence that I approached the consideration of the subject of the interrogatories propounded ; and whatever estimate may be put upon the correctness of the conclusions to which I have arrived, I am conscious that they are not formed without deliberate consideration, and are such as reason, authority, and a proper regard for the public welfare compelled me to adopt.

It is to be observed, at the outset, that there is a marked distinction between the legislative authority of the National government, and that of the State government, resulting from the distinctive nature of the two governments. The National government being one of derivative and limited powers, Congress can only exercise those powers that are conferred upon it by the constitution. On the other hand, the State government, representing the sovereignty of the people, the State Legislature possesses all powers of a strictly legislative character which reside either in the State or the people, not limited or restricted in the State or National constitutions. With these qualification, the legislative functions of the several state legislatures are as absolutely unlimited as those of the British Parliament. Hence the legislative powers of the respective state legislatures differ according to their several state constitutions ; and before the decision of any state court, in regard to the constitutionality of an act of the legislature thereof, is receivable as authority for a like statute in another state, it is necessary first to ascertain whether the grant of legislative authority in the two states is the same.

The restrictions upon the authority of the Legislature in this State are three-fold. 1, A law must be "reasonable." 2, It must be "for the defence or benefit of the people of this State." 3, It must not be repugnant to the constitution of this State or that of the United States.—Con., Art. 4. Part 3, Sec. 1.

Whether a proposed enactment is reasonable or not, in the purview of the constitution, is a question primarily addressed to the sound discretion and intelligent judgment of the legislature; and in general its decision of that question is conclusive. While there are exceptions to this proposition, they are not among the probabilities of legislation, and must be of an extraordinary character to warrant the interference of the judiciary. But when there is a clear excess or abuse of legislative authority, in this respect, the court will not abdicate its prerogative, but will interpose its constitutional right to check or control it.

Whether a law is "for the benefit of the people of this state," in the sense of that word when the sovereign power of taxation is to be invoked for its accomplishment, is, perhaps, a question more difficult of solution. This language is broad and comprehensive, and is to be construed in no narrow or illiberal sense, but in a manner that shall enable the legislature to take enlarged views of State policy, State interests and necessities, to employ the public revenues to give effect to these views, and authorize towns and cities to fulfil the legitimate purposes of their organization by taxation or otherwise.

The benefit sought may be preventive or remedial, moral or sanitary, pecuniary or educational, but the purpose of the law that involves the necessity of taxation must be public. This is the intentment of the constitution, as well as the essence of the meaning of the word *taxation*, which has for its only legitimate object the raising of money for public purposes and the proper needs of government. The contemplated benefit may not reach to all parts of the State; it may be local in its character, applying to the people within certain specified territorial limits, who may reasonably be expected to derive some peculiar or special advantage or benefit from a proposed legislation, or work of public convenience and necessity which will not be enjoyed to the same degree by other portions of the State.

Such are the laws providing for the survey of lumber, the inspection of lime, hay, and other articles, the taking of fish in certain waters, the establishment of local tribunals, sanitary and police regulations, public parks and public libraries, the making of roads and bridges, the building of drains and aqueducts, the support of the poor, the widening of streets, the supplying of gas or water to towns or cities, and the erection of public halls and public institutions of learning. It is not the purpose of these laws to confer

pecuniary benefit upon private individuals, or increase the value of private property, or furnish employment for the people, in a particular district, but it is to subserve the *public* convenience, and promote the *general* welfare. The benefits, too, of such laws may be accessible, in general, to all who reside in the territorial limits to which they apply. They are *public* laws in their design, purpose, mode of application and effect; and, for the most part, meet wants which private enterprise cannot supply. These laws, too, are administered by officers appointed by State authority, or elected by the local constituencies. Laws of this description have for a long period been enacted by the wisest legislators, upheld by the most learned courts, and sanctioned by the most eminent statesmen of the land.

There is, however, a broad and well defined distinction between the *purpose* to be subserved by these laws and the *purpose* of "laws enabling towns, by gifts of money or loans of bonds, to assist individuals or corporations to carry on manufacturing."

The *direct purpose* of the laws I have been considering is *public*. How is it with the law proposed? The argument in support of the constitutionality of such a law is, that the establishment of the business of manufacturing in a town or city promotes the public prosperity, by increasing the value of private property, inviting in capital and population, and furnishing employment for the people. The direct purpose of the proposed law is thus *private* in its character; it is to increase the means and improve the property of some, and furnish employment to some, while the benefit, if any, to the *public* is only reflective, incidental or secondary. Can a tax be constitutionally imposed by municipal corporations to load the tables of the few with bounty that the many may partake of the crumbs that fall therefrom?

Another argument in favor of such legislation is that certain existing local enterprises will not be self-supporting, and that certain others will not be established, if such compulsory aid is not furnished—an argument in conflict with the theory that a business that cannot stand alone might as well not stand at all, and that the law of demand and supply is the safest regulator of business. But does the inability of A to carry on or establish manufacturing afford any constitutional ground for taxing B to help A do so? Besides, what guaranty is there that A's business will be self-supporting with *one* instalment of B's property, and that he may not call for another, and yet another? And what claim has manufacturing to such preference over other branches of industry, commerce, trade, agriculture and the mechanic arts? These are honorable and beneficial pursuits, and the constitution of this State will be searched in vain to find any powers given to the legislature to authorize towns and cities to discriminate against these

employments and in favor of manufacturing, in the matter of taxation. If municipal corporations may assess a tax upon their citizens, by authority of law, to encourage one, it may each and all the branches of necessary industry; and the question is reduced to this: has the legislature the constitutional authority to authorize the towns and cities in this State to tax their inhabitants for the purpose of aiding, establishing or carrying on, not only manufacturing, properly so called, but, also, farming, ship-building, trading, inn-keeping, printing, banking, insurance, and any other branch of beneficial industry?

The fact that such legislation is of recent origin is, at least, calculated to cast doubt upon its constitutionality; and it is so inconsistent, too, with the common law doctrine of the purposes, powers and duties of municipal corporations, the generally conceived notions of legislative authority, and of the inviolability of the right of private property, that the statement of this question almost instinctively elicits a negative answer. The object sought by this legislation is confessedly to be accomplished by municipal taxation. The tax, when collected and bestowed upon the favored individual or corporation, becomes at once the private property of the recipient. Henceforth it is such party's to use, control and dispose of. If this may be done, what becomes of the freedom of industry and the security of private property? If the Legislature may authorize towns and cities to raise a thousand dollars for such purpose, by taxation, it may an indefinite sum, limited only by its own discretion, and the will, cupidity or caprice of the required majority of the municipality. Under such legislation, what citizen can of a truth say, "My property is my own, to use, control and dispose of at pleasure, and is not subject to the *paramount right* of my neighbors, to divest me of, and bestow upon another, or appropriate to *their own* benefit?" To exact such a tax is to compel A to pay a bounty to B, for B's private benefit, on the ground that B's use of it *may* secondarily result in some indefinite benefit to A. Such a tax lacks the distinguishing characteristic of legitimate taxation—a *public purpose*. By inhibiting the taking of private property for public use, without just compensation to the owner, and then only when the public exigencies require it, the constitution impliedly prohibits the taking of private property for *private* use. The tax in question violates the rights of private property. It is a tax for *private purposes*, and, therefore invalid—an illegal exaction, under another name, and clearly repugnant to the constitution.

The class of cases under consideration differs in principle materially from those where towns and cities are authorized by the legislature to aid railroad enterprises by loan of their credit or subscription to the stock of railroad corporations. The constitutionality of

such legislation has for a long time been sustained by the court in this State and by the courts in more than twenty other States, and their decisions have been approved by the Supreme Court of the United States, that court having repeatedly held that the inhibition against taking private property for public purposes without compensation, contained in the constitution of the United States, does not extend to State legislation, but is restricted to the legislation of Congress, and that it is the exclusive right of State courts to determine the constitutionality of State laws; when they are not repugnant to the constitution of the United States, or the constitutional enactments of Congress.

The reason for the distinction between these two classes of cases is obvious. Railroads are manifestly of great *public* convenience, and necessary not on the ground that they incidentally serve to develop the resources of the country, and increase the local value of private property in the municipalities through which they pass, or at which they terminate, but because they primarily and directly afford the necessary facilities to the public for intercommunication between remote sections of the country as *public highways*, which in general can only be furnished through the exercise of the right of eminent domain. The primary *purpose* of railroads is thus a *public* one, and on this ground the courts of the several States have held, with singular unanimity, that it is competent for the State legislatures to authorize railroad corporations to exercise the right of eminent domain over the private property needed for their use. It is *only* on the ground that *the purpose* of railroad corporations is *public* that the constitutionality of such legislation has been upheld, or that it can be maintained. The enhancement of local values and the development of local resources, the multiplied demand for labor and increase and concentration of capital and population, brought about by the instrumentality of railroads, are *incidental* considerations, and afford no sufficient warrant for conferring upon railroad corporations the right of eminent domain.

Not only is the *public* character of railroad corporations established by their office, as public highways, and by the grant of the right of eminent domain to them, but it further appears from the various legislative enactments in regard to the construction of these roads, the provisions for the safety of the public, the constant supervision to be exercised over their management by the railroad commissioners of the State, and the penalties imposed for their neglect or violation of these regulations.

I am aware of the recent decisions in some of the western States against the constitutional right of the State legislatures to authorize municipal corporations to loan their credit to, or take stock in railroad corporations. But after the earlier, oft repeated, and, as it seems to me, better considered opinions of the courts of other

States, in support of this right, I do not feel at liberty to accept the conclusions of the courts in Iowa, Wisconsin and Michigan upon this subject. I am, however, disposed to adopt the language of the Supreme Court in Pennsylvania in *Hammett vs. City of Philadelphia*, Am. Law Reg. for July, 1869: "We must say at some time to this tide of special taxation, 'Thus far shalt thou go, and no farther.' To our own decisions, as far as they have gone, we mean to adhere. We are now asked to take a step much in advance of them. This we would not be justified, by the principles of the constitution, in doing."

In discussing the questions propounded, I have not taken into consideration the authority of the Legislature to determine conclusively whether a law "is for the benefit of the people of this State," in respect to general matters of legislation, but *only where a law requires the exercise of the power of taxation*. The power of taxation is a sovereign power; and it has been uniformly held that it is the province of the Supreme Court in the last resort to decide whether this power has been exercised in derogation of the constitution. Without such authority in the Court, it is difficult to see what power it has, under the constitution, to prevent, check or control the excess or abuse of legislative authority, in respect to matters of the gravest import to the people.

Neither have I, by any means, considered the case of laws designed to meet the public exigencies, when, by some extraordinary calamity, the homes, houses, places and means of business in a town or city have been destroyed, and its inhabitants have thereby been rendered houseless, homeless and destitute of employment.

I have, therefore, to answer the several interrogatories proposed in the negative.

I have the honor to be, yours faithfully,

J. G. DICKERSON.

BELFAST, February 13, 1871.

BRUNSWICK, February 10, 1871.

*To the Honorable Speaker and House of
Representatives of the State of Maine:*

It is obvious that the scheme of legislation referred to in the questions propounded by you, under date of January 23, 1871, involves, in some of its phases, a *necessity* for taxation, and, in all the others, a *liability* to be obliged to resort to it.

We are called upon, therefore to consider and discuss the constitutional limits of this power of taxation.

I answer the first question in the negative, because—

(1.) It is against common right, and beyond the legitimate sphere of legislation, to raise, under color of taxation, any sums of money except those which are required to promote the appropriate objects for which the government was instituted. These objects are defined in the preamble to the constitution of our State.

To that constitution, which is the source and origin of the authority which the legislative department may exercise, we must look to ascertain the nature and limitations of the power of legislation in this respect.

The preamble declares that the people of Maine entered into that compact which lies at the foundation of our government, "in order to establish justice, insure tranquility, provide for our mutual defence, promote our *common* welfare, and secure to ourselves and our posterity the blessings of liberty." Any object which cannot be classed under one or other of these heads is beyond the proper scope of legislation. To raise money for the purposes above enumerated is the proper and the only legitimate exercise of the power of taxation.

"The revenues of the State are a portion that each subject gives of his property in order to *secure* or to *have the agreeable enjoyment* of the remainder. To fix these revenues in a proper manner, regard should be had both to the necessities of the State and those of the subject. The real wants of the people ought never to give way to the imaginary wants of the State.

"Imaginary wants are those which flow from the passions and from the weakness of the governors, *from the charms of an extraordinary project*, from the distempered desire of vain-glory, and from a certain impotency of mind rendering it incapable of withstanding the attacks of fancy. Often has it happened that ministers of a restless disposition have imagined that the wants of their own little and ignoble souls were those of the State."—*Montesquieu, Spirit of Laws*. Book XIII., chap. 1.

Here, where all citizens are in a certain sense "governors" and "ministers" as well as "subjects," and projects for legislation looking mainly to private gain and emolument, though well cloaked under specious pretences of regard for the public weal, are as numerous as the locusts in Egypt, these suggestions of the wisdom and prudence of old days ought to be carefully regarded; and it is especially becoming in our legislators to be cautious not to overstep the constitutional boundaries of their authority, nor to inaugurate a system of legislation the manifest end and aim of which is to enhance private gain at the public expense.

See now how the whole body of our legislation during the fifty years that we have existed as a State, ranges itself under one of the heads enumerated in the preamble to the constitution, "to

establish justice, insure tranquility, provide for our mutual defence, promote our common welfare, and secure to ourselves and our posterity the benefits of liberty."

For these purposes taxation is legitimate, and as to some of them, at least, where the power can be more conveniently and intelligently exercised in the primary assemblies of the people, in their town meetings, the power of the legislature to authorize the towns to raise the sums necessary within their own borders, cannot be doubted.

But under which of these heads can projects like those referred to in your interrogatory be classed? Doubtless the specious but deceptive claim of their advocates will be that they tend to promote the common welfare. But to know for a certainty that that claim cannot be allowed, we have only to look at the definition of the word common when used in such a connection. "Common—belonging to the public; having no separate owner; general; serving for the use of all—universal; belonging to *all*."—*Webster's Dictionary*.

It is to promote the common welfare as thus defined, that you have authority to legislate and to raise money by taxation, and you can confer upon towns no delegated authority exceeding this. In fine, it is a principle that lies at the very foundation of all legitimate exercise of the power of taxation that the revenue shall be raised for public purposes alone, and not for private profit and advantage. This alone makes the distinction between lawful taxation and public plunder.

But the subtle and sophistical argument of those who are seeking their own private advantage by the use of the public purse, is that the successful establishment of a manufacturing business, though the profits of it enure to private individuals or corporations, is indirectly a benefit to the community. But this is not an answer—it is simply a pretext for an evasion of the fundamental principle above stated. What is the object of the proposed legislation? There can be but one answer.

It is proposed "to pass laws enabling towns by gifts of money or loans of bonds to assist individuals or corporations to establish or carry on manufacturing of various kinds." The business and its emoluments are to belong to and be controlled by the individuals or corporations to whom these gifts of public money or loans of public credit are to be made. It is obvious that the aid to the individual or corporation is the primary and proximate object of the law, and that the public benefit is incidental and secondary—too remote to be termed an object of the law even if it were not also merely contingent upon the skill and good fortune in business of the party to whom the donation is made.

All productive employments honestly carried on are creditable

to their projectors, and if prudently managed with due heed to the inexorable laws of demand and supply are likely not only to make ample returns to those having the control of them but to be incidentally advantageous to the community in which they are located; but it passes the limits of constitutional legislation to make any one of them a pensioner upon the public funds derived from unwilling contributions levied upon the rest in the form of taxes. This violates the cardinal principle that the State shall give all alike the benefit of equal laws without favoritism or partiality.

In testing the constitutionality of a law imposing a public burden, the naked question is—Is the object one of those which the government was instituted to provide for according to the terms of the compact into which the people entered when they formed their constitution, or is it one which by long settled usage has been left to be fostered by private enterprise, industry and liberality, because its profits flow directly into the pockets of private individuals or corporations, and the benefit which it confers on the community is only incidental and secondary? If it falls within the latter class it is without the pale of constitutional legislation.

It is the plain legal duty of those who seek a profit for themselves out of the carrying on of a manufacturing employment to furnish the capital or credit necessary to maintain it. If the undertaking is too great for a single individual, the State stands ready to furnish to all alike the means of combining for the purpose under liberal and equal laws as an association or as a corporation, but under our constitution as it stands, it is not at liberty to go further and assess the moneys with which the experiment is to be tried upon those who are entitled to no part of the dividends, if any accrue. In *Freeland vs. Hastings*, 10 Allen 570, one of the questions before the Supreme Court of Massachusetts was, whether it was competent for the legislature to pass a law authorizing towns to reimburse those who had procured substitutes. Bigelow, Chief Justice, giving the opinion of the court, remarks as follows: "It is obvious that money paid by an individual to procure a substitute in his stead is not paid primarily or chiefly for a public object, but to purchase a personal exemption from a duty or liability to which he is subject by law." And he stated the conclusion of the court upon the question in these terms: "We know of no rule or principle on which a valid authority to raise money by taxation to be appropriated to the re-payment of money expended by individuals for such a purpose could be granted by the legislature. A statute conferring such a power would be obnoxious to the objection that it authorized the raising of money by taxation for the exclusive benefit of particular individuals; that it relieved one citizen from the performance of a legal duty at the public expense, and appropriated money for a private purpose which could only be

raised and used for public objects. It is hardly necessary to say that a statute designed to accomplish such purposes would be against common right, and would transcend the authority conferred on the legislature by the constitution.⁴

The law which contemplates the raising of money by taxation to aid individuals or corporations in establishing or carrying on a manufacturing business for their own benefit and behoof, is liable to the same objections, and equally transcends the authority conferred on the legislature by the constitution.

Is it said that the rule laid down is not an inflexible or universal one—that there are exceptions—that the law providing for the support of paupers is one? Not so. Among the rights declared natural and inherent in all human beings, by our constitution, is the right to life, and that necessarily includes and carries with it a right to the means of sustaining life. It is not merely common humanity, but common justice, that demands that no one shall be suffered to languish for lack of food, clothing and other necessities of life. To provide the means of preventing it is strictly within the line of public duty.

Thus far we may safely proceed toward an agrarian distribution of the fruits of the earth and the products of human industry; and in doing so we are only establishing justice and insuring tranquility. But this is no precedent for going further, and furnishing to any beggar, however wealthy, influential or clamorous, (and these are they whose applications are likely to be successful,) out of the public treasury the means of trying some pet scheme for adding to his own gains at the public risk.

Neither can it be said that the statutory provisions for education, nor the occasional grants made to seminaries of learning, are liable to objection on the same score. One of the declared objects of the constitutional compact is to secure to ourselves and our posterity the blessings of liberty. The most effective instrumentality to this end is found in our schools and seminaries. Indeed, the nearest approach to an exception to the fundamental principle we have adverted to that has ever been in any manner recognized as valid by the courts, is to be found in the acts authorizing towns to loan their credit for the purpose of aiding in the construction of railroads.

It would be easy to make a distinction between that class of acts and those which are now proposed, in the very vital matter of the relation which railroads bear to those objects which are confessedly public and expressly recognized in the constitution as the objects for which the government was formed, and to the whole people, as a means of intercommunication, but more especially because they are becoming almost indispensable in order "to provide for our mutual defence," affording as they do means

of transportation for men and munitions of war in numbers and quantities and at a rate of speed which can be attained in no other way.

But the question of the validity of these acts is not the one now before us, and the true answer to those who rely on their analogy to the system of legislation here and now under consideration as an argument in favor of the validity of the latter, is that the fact that one step of doubtful propriety has been taken is never a good reason for taking a further step in the same direction, but rather, on the contrary, it should induce us to pause and revert to fixed principles.

I have thus far been considering the class of acts referred to in your first question authorizing towns to make gifts of money or loans of credit to assist individuals and corporations to establish or carry on manufacturing business of various kinds within or without the limits of such towns; and I have called attention to a fundamental principle regulating the power of taxation which forbids it for any but public objects; and have shown that those are not public objects which cannot be classed with those to secure which government was instituted, nor can those burdens be said to be imposed for public purposes which enure primarily to the advantage of private individuals or corporations, affording to the community only a secondary and incidental benefit.

We are now to consider the question of the constitutional validity of the class of proposed acts referred to in your second question—acts authorizing towns to establish manufactures on their own account, and run them by the ordinary town officers or otherwise. It seems hardly possible that any one will be found to affirm that undertakings of this description can, by even the greatest latitude of construction, be included among the objects for which the government, and the power to raise money by taxation to meet the wants and accomplish the aims of the government, were created. What has been already said about the invalidity of assessments made for any other than the legitimate purposes of government applies to the legislation referred to in the second question.

But I answer both these questions in the negative, because—

(2.) Such legislation would be utterly subversive of so much of Art. I, Sec. 1, of the constitution as affirms the right of our citizens as individuals to acquire, possess and protect property—a right which may be conveniently designated as the right of private property.

Taxation, however heavy, if limited to the objects which the government was instituted to secure, does not infringe this right, because its very existence depends upon the maintenance of civil government; but taxation for any other purpose is a practi-

cal denial of the right, and a handing over of every man's property to those who can command a majority of the votes in his State or precinct.

It seems unnecessary to elaborate or illustrate these positions, or to attempt to prove the self-evident proposition that government was not instituted for the purpose of engaging in manufactures or trade. The right of private property is not only declared in the constitution to be one of the natural rights of all men, but its security is guarded by further constitutional provisions forbidding the taking of such property, even for public uses, without just compensation, nor unless the public exigencies require it.

Touching this right, Weston, C. J., remarks in *Comins vs. Bradbury*, 10 Maine, 449, most truthfully as follows: "And the history and experience of mankind prove that it is essential to individual and to public prosperity, that every man should be secure in the enjoyment of the fruits of his own industry. The force of this principle cannot in any degree be impaired, without relaxing the springs of exertion and enterprise."

What must necessarily be the effect of this proposed intrusion of municipal organizations, backed by the power of taxation, into the field which immemorial usage has hitherto reserved to private energy and enterprise? What private operator could venture to compete with those who should be made the recipients of the public favor, or with the municipality in which he lives controlling all the property taxable in that precinct, for the support of its own operations in the same line? Government monopolies in manufactures and trade have sometimes existed in despotic or semi-despotic governments; but the inevitable effect of them is "to relax the springs of exertion and enterprise."

It is true it may be said that this consideration bears upon the expediency rather than upon the constitutionality of these schemes; but behind this stands the fatal objection to any legislation of the description proposed, that when you compel a man to contribute, at the fiat of a town meeting, to objects other than those which the government was framed to secure, you destroy his constitutional right to possess and protect property, which he can thereafter only hold subject to the determination of a majority of his towns-people.

The people of Maine have not yet adopted a constitution which, upon any reasonable interpretation, makes the tenure of private property so uncertain.

WILLIAM G. BARROWS.

To the House of Representatives of the State of Maine:

I have the honor herewith to submit the following communication in answer to the interrogatories annexed.

RUFUS P. TAPLEY.

OPINION BY TAPLEY, J.

These inquiries do not leave my mind entirely clear as to the information sought by them. If they relate to purely private enterprises in nowise connected with public uses or the public exigencies, I answer without hesitation in the negative. This conclusion is so clear to my mind and so free from all doubt that I can hardly persuade myself that the House of Representatives really needed or desired the opinion of any one upon the subject. Coupled with this fact is the fact somewhat notorious that an opinion is somewhat prevalent that the aid referred to may legitimately be given when the enterprise is regarded as beneficial both to the public, and the private individual. If the inquiry relates to those cases where the public interest as well as private benefit is to be subserved, something more than a simple affirmative or negative answer seems to be required. The doubt which remains in my mind as to the real design and purpose of the inquiry must be my apology if I go beyond their scope and purpose.

In the determination of questions of law the court always receive great aid from the researches and discussions of able counsel acting for interested parties, and when questions are presented in the manner these now come to us we proceed to their determination with some hesitation and embarrassment.

The reflection also that the same questions may arise between party and party in the course of legal proceedings in the courts, together with the fact that other official duties limit and circumscribe us in the time to be devoted to the investigation, still farther increase the embarrassments of such occasions.

We can only proceed in the investigation upon the views of the law appertaining to the question as they appear to us upon first presentation, and anticipate as well as we can, the ground which may be urged for or against the proposition presented, never regarding the opinions thus formed as conclusive, but open to review upon every proper occasion.

Under whatever form of proceeding the aid contemplated is furnished in any given case, I think if justified its justification must be found in that principle of all governments which invests the sovereign power with the right to take and use any property within its jurisdiction for necessary public uses. This is a principle not peculiar to our government or our form of government, but one existing in all governments, and one not resting upon edict but one resulting from necessity. It is sometimes termed the Right of Eminent Domain.

Eminent Domain.

Chancellor Kent says of this right,¹ "Private property must in many instances yield to the general interest. The right of eminent domain, or inherent sovereign power, gives to the legislature the control of private property for public uses, and for public uses only."

Judge Story says,² "The right of eminent domain is usually understood to be the ultimate right of the sovereign power to appropriate not only the public property, but the private property of all citizens within the territorial sovereignty to public purposes."

Numerous definitions of this right might be cited, all of which convey the same idea. Under our constitution a limitation is imposed upon this right; it is in these words: "Private property shall not be taken for public uses without just compensation; nor unless the public exigencies require it."

Under this provision of the constitution it has been said by the Supreme Court of this State in one case that³ "the right of eminent domain is an attribute of sovereignty, and confers upon the Legislature authority to take private property for public uses when the public exigencies require it, subject only to that provision in our constitution which exacts just compensation."

In another case it is said,⁴ "except for public uses private property may not be taken by the dominant power of the State, nor for public uses without just compensation; nor even then unless the public exigencies require."

Without entering at this time into a discussion or recapitulation of the reasons for the rule, and the necessities which require it, I hold that the taking of private property against the will of the owner must find a justification in some public use and under some public exigency, and accompanied by a just compensation, and this is true whether the property be taken by a direct seizure of it in specie and irrevocably committing it to a use, or by the indirect method of a loan, accompanied by some fancied or real security for a subsequent reimbursement.

Some distinction has been sought to be made between the right to seize specific articles of property for a public use, and obtaining money through the ordinary forms of taxation, and we sometimes hear of a justification under the taxing power of the government. I am not able to perceive the soundness of the distinction. I understand that the right and power of taxation rests upon the right as described by Judge Story, "of the sovereign power to appropriate, not only the public property, but the pri-

¹ K. Com. Vol. II, page 333.

⁴ 47 Me. 345.

² 11 Peters, R. 641.

³ 40 Me. 317.

³ Const. Maine, Art. 1, Sec. 21.

vate property, of all citizens within the territorial sovereignty, to public purposes." The difference is in the mode of *taking* only.

The use in both instances is a public one, and in both instances the right is founded upon the same principle. Certain principles govern the modes of procedure in each case, but the elemental authority rests upon the principle that the property within the sovereignty is held subservient to the necessities of the sovereignty.

Public Use.

What is a public use is abstractly a question of law, and like many other unambiguous expressions having a technical meaning is not so easily defined in other terms as one would ordinarily suppose. It must undoubtedly be a use designed to subserve some public interest or demand, an interest or need of a public character as contra distinguished from that of a private character. It need not be a use in which all the individuals of the public are equally interested. One may be benefited very much more than another, and yet it may be a public use within the meaning of the constitution. Numerous cases have decided this point, and it matters not that some private interest may be subserved to a much higher degree than the public, it may nevertheless be, within the purview of the constitution, a public use.

Public Exigency.

So it may be said that what is a public exigency may be regarded as a question of law. Exigencies may be of very different degrees. Very different circumstances may produce exigencies. One may present an imperative demand and absolute necessity, an indispensable want and need, another may show that a certain use or object is highly desirable and will result in a manifest advantage and benefit to the public. The degree of exigency is not declared by the constitution. It is stated in general terms, but it being in the nature of a limitation upon the general law of eminent domain I think it may well be assumed that something beyond a possible or probable advantage or benefit of a slight character was designed. That the mere fact that some unimportant use or benefit might be received is not enough, but that it must be such an use as the public needs and requires for its welfare and safety; a substantial thing it ought to be possessed of.

Just Compensation.

This term is so clear that it needs no comment by the court at this time. If any questions can arise concerning it, they arise rather upon the mode of determining what will amount to a just compensation rather than the meaning of the term.

This constitutional provision,¹ of which I have spoken as imposing a restriction or limitation upon the general law of eminent domain, evidently refers to the power to take the property in specie of one man and use it for the public, rather than that power possessed by the sovereign to seize in the *form* of taxation a ratable proportion of the whole for the benefit of the whole. When the property of one man is seized and used for the benefit of the whole community it is just and equitable that the community should compensate him for his loss and their gain. He among others of the community contributes ratably to that compensation. When, however, for the ordinary purposes and expenses of the government all are called upon to contribute according to the property they possess, the burden is equally borne by all, and each has his compensation in the general good promoted.

So far there is no difficulty in giving an answer to the inquiry proposed. The difficulties which arise are of a different character and are upon questions of fact rather than questions of law. The perplexing question in some cases is, whether or not the object is a public one; whether the uses to which the means sought, are to be applied are public uses; and if property in specie is to be seized whether a public exigency exists requiring it. If these facts exist, the *right* to take is established, and the only remaining question is one of policy and propriety under the circumstances.

As before remarked, whether or not these facts exist is not a question of law for the court. The result of such an investigation must depend upon circumstances made apparent by proof. In one instance clearly and indubitably shown, in another less clearly shown and of doubtful existence, and in another wanting entirely in all those elements necessary to bring it within the rule.

When facts are agreed, the results which legally flow from them are those produced by an application of the law, and what the results are thus flowing from the facts agreed, are questions of law. Were we here to give a simple affirmative or negative answer to the inquiries made we must decide not only the law (unless the first construction we have given your inquiry is the right one,) but the fact. We must go beyond the judicial line of inquiry and enter upon another. The decision of the one would be *judicial*, and as such entitled to respect coming from the court of last resort. The decision of the other would be *extra judicial*, that of so many citizens, founded upon facts happening to be within the knowledge of those who form the opinion, and entitled to no more consideration than that of other persons equally intelligent, formed upon an imperfect knowledge of the facts, and as courts are human, arriving in many instances to widely different conclusions.

¹ Sedgwick on Con. Law, 554.

The law is not thus uncertain ; it rests upon certain well defined and unquestioned principles.

The inquiry arises, then, who shall determine the question of fact? In my opinion it is the Legislature: "All power is inherent in the people, and instituted for their benefit," is the language used in the "Declaration of Rights." They must determine, through the legislative department, when a law becomes necessary, and what law becomes necessary. They must determine whether a thing is or not needed for a public use, and whether the public exigency requires it. Having so determined, there is no appeal to the judiciary. The judiciary are but a co-ordinate department of the government. They cannot make or unmake laws. When a case arises for the application of the law, they determine what the law is applicable to the case. If they should find two laws laid down relative to the matter, one a legislative enactment, and the other a constitutional provision made by the people before the legislature was formed, the law declared in the constitution is to them the paramount law, and the case is decided by that paramount law.

In this there is no conflict of action. It is a simple determination of each cause as it arises, upon the laws as they exist. The common law must yield to the statute, and the statute to the constitution.

In Mr. Cooley's work upon Constitutional Limitations, he says: "The authority to determine in any case whether it is needful to exercise this power (of taking private property) must rest with the State itself."¹

Mr. Justice Denio, in the case of *People vs. Smith*, 21 N. Y., says: "The necessity for appropriating private property for the use of the public, or of the government, is not a judicial question. The power resides in the legislature. * * * The exercise of the right of eminent domain stands on the same ground with power of taxation. Both are emanations of the law-making power. They are attributes of political sovereignty, for the exercise of which the legislature is under no necessity to address itself to the courts."

Chancellor Kent says, "it undoubtedly must rest as a general rule in the wisdom of the legislature to determine when public uses require the assumption of private property."²

In the case of *Spring vs. Russell*, 7 Gre. Rep. 273, Chief Justice Mellen giving the opinion of our court, says, "It is the unquestioned province of the legislature to determine as to the wisdom and expediency of a law, and how far the public interest is concerned."

When they arrive at the practical point of determining whether

¹ Page 528.

² 11 Kent's Com. Sec. 84, p. 415.

in a given instance the case is shown to be within these rules, the constituent must rely upon the intelligence and integrity of his representative. It is upon these he must rely in regard to all matters of legislation; with respect to the confiscation of his own property, in undue and unequal proportions compared with the contributions of others, he may rest securely upon the constitutional requirement of compensation when one mode is pursued, and an equal apportionment upon all according to value, when the mode of taxation is pursued.

Power of Taxation.

Perhaps something should be said concerning the general power of taxing possessed by the government—or rather something concerning the limitations, if any, imposed upon it.

Taxes should be imposed or levied for those purposes which properly constitute the public burthen. They are levied to secure the performance of public duties, and relieve public necessities. These public burthens, public duties and necessities, are often the call of the public good and general welfare of the people, to be promoted through a great variety of channels, and the legislative department being the judge of those, the uses for public purposes has no limitation, but that dictated by legislative wisdom, discretion and conscience. A few citations of the opinions entertained by eminent men may serve to throw some light upon it.

In the same work from which I have before cited, Cooley's Constitutional Limitations, it is said: "The power to impose taxes is one so unlimited in force, and so searching in extent that the courts can scarcely venture to declare that it is subject to any restrictions whatever, except such as rest in the discretion of the authority which exercises it. It reaches to every trade or occupation; to every object of industry, use and enjoyment; to every species of possession; and it imposes a burden which in case of failure to discharge, it may be followed by seizure and sale, or confiscation of property. No attribute of government is more pervading, and at no point does the power of the government affect more constantly and intimately all the relations of life, than through this power."¹

Chief Justice Marshall said, "The power of taxing the people and their property is essential to the very existence of government, and may be legitimately exercised in the object to which it is applicable to the utmost extent to which the government may choose to carry it. The only security against the abuse of this power is found in the structure of the government itself. In imposing a tax, the legislature acts upon its constituents. This is in general a sufficient security against erroneous and oppressive taxation.

¹ Page 479.

The people of a State, therefore, give to their government a right of taxing themselves and their property; and as the exigencies of the government cannot be limited, they prescribe no limits to the exercise of this right, resting confidently on the interest of the legislature and on the influence of the constituents over their representatives to guard them against its abuse."¹

In another case the same learned jurist said: "This vital power may be abused, but the interest, wisdom and justice of the representative body, and its relations with its constituents, furnish the only security where there is no express contract against unjust and excessive taxation, as well as against unwise legislation generally."²

Mr. Cooley says, "in determining this question the legislature cannot be held to any narrow or technical rule. Certain expenditures are absolutely necessary to the continual existence of the government, but as a matter of policy it may sometimes be proper and wise to assume other burthens which rest entirely on considerations of honor, gratitude or charity. The officers of the government must be paid, the laws printed, roads constructed and public buildings erected; but with a view to the general well being of society, it may also be important that the children of the State should be educated, the poor kept from starvation, losses in public services indemnified, and incentives held out to faithful and fearless discharge of duty in the future, by the payment of pensions to those who have been faithful public servants in the past. There will, therefore, be necessary expenditures, and expenditures which rest upon considerations of policy alone, and in regard to the one as much as to the other, the decision of that department to which alone questions of State policy are addressed must be accepted as conclusive."³

In one case it is said, "if there be the least possibility that the gift will be promotive in any degree of the public welfare, it becomes a question of policy and not of natural justice, and the determination of the legislature is conclusive."⁴

The history of the State for the half century of its existence furnishes me no evidence of a want of intelligence, integrity or just regard for the reserved rights of the people existing in their representatives. They need no opinion of mine as to whether the measures contemplated by the inquiry are politic or impolitic. It is to their judgment and not mine to which this question is addressed. The corrective, if any is needed for their acts, lies not in the courts if the act is within the line of constitutional authority, but with the people.

The various enactments, public and private, now found upon our statute books show that the people of the State as a body have not

¹ 4 Wheaton, 428.

² 4 Peters, 563.

³ Page 488.

⁴ 32 Crom. 138.

been unmindful of the means necessary to promote the general good, whether it be by fostering institutions of learning, developing the natural and material resources of the State, encouraging agriculture and arts, or aiding in constructing ready and easy means of communication and intercourse with each other. While some of these statutes seem to some to have gone to the very verge of constitutional limitation and authority, their results as a whole have exhibited the wisdom of those who designed them. As the State advances in population and available means of the enjoyment of a higher degree of civilization, old necessities no longer exist, and new ones take their place, and as before remarked, when and where they exist must be and will be determined by the people acting through the legislative department of the government; and when the legislative department has declared that certain uses are of public utility, importance and necessity, or that a public exigency has arisen, the courts, as a coördinate branch of government, ought not, and I trust will not, substitute their own judgment for that of the people thus expressed, and render nugatory their solemn acts performed under the solemn engagements they assume in the execution of duties devolving upon them.

The experience of the past will furnish some guide for the future. The deliberate judgment of others, formed under similar circumstances, is entitled to some consideration, at least, in forming our opinions. Changing conditions of men bring with them new demands; demands that must be granted or refused upon the application of old principles; principles although of long standing yet designed to meet the varying conditions of society; so inflexible as to preserve the rights of all, and yet so flexible as to meet all the requirements of a government designed to promote, to the highest degree, political equality in government and intelligence and morality in the people.

If the aid contemplated relates to purely private enterprises, in nowise connected with public uses or public exigencies, I answer in the negative. If, however, it relates to public uses and necessities connected with private, I answer, there may be cases where such aid may be legitimately authorized.

RUFUS P. TAPLEY.

CIVIL GOVERNMENT
OF THE
STATE OF MAINE,
FOR THE POLITICAL YEAR
1871.

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OF PARIS.

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The pastors of the several churches of Augusta, Hallowell and Gardiner, officiate as Chaplains of the Senate, in rotation.

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	Philo A. Strickland.
Brewer.....	Jasper Hutchins.
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Madison	William Hayden.
Mercer	Seth H. Willard.
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Lincolntonville	Henry Crehore.
Monroe	Ashur H. Mayo.
Morrill	Thomas Storer.
Searsmont	James Severance.
Searsport	Isaac Carver.
Thorndike	Joseph Sayward.
Unity	William Taber.
Winterport	George White.

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Columbia	George B. Drisko.
Dennysville	Daniel K. Hobart.
East Machias	James R. Talbot.
Eastport	Joseph Anderson, Jr.
Machiasport	Arthur Moore.
Milbridge	George Googins.
Pembroke	William Wadsworth.
Topsfield	William W. Clook.

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Alfred	Caleb B. Lord.
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Buxton	Thomas H. Berry.
Eliot	James G. Jenkins.
Kennebunkport	Enoch Cousens.
Kittery	Joshua H. Sanborn.
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FRANK A. SMALL, *Reporter.*

The pastors of the several churches of Augusta, Hallowell and Gardiner, officiate as Chaplains of the House of Representatives, in rotation.

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